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BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
January 13, 2003

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OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

030039 **[Amend Administrative Code Article VIII, the San Francisco Museum and Historical Society Advisory Committee]**
Ordinance amending Article VIII of the San Francisco Administrative Code by amending Section 2A.166 to expand the membership of the San Francisco Museum and Historical Society Advisory Committee ("Committee"), to clarify the Committee's annual reporting requirements and to establish a minimum bi-monthly meeting schedule for the Committee. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules and Audits Committee.

030040 **[Planning Code Section 249.24 - Jackson Square Special Use District]**
Ordinance amending the Planning Code to add section 249.24 to establish the Jackson Square Special Use District, amending the Zoning Map Sectional Map No. 1 SU to show the boundaries of this District, requiring that within a portion of this District all ground floor and basement level office use be subject to conditional use authorization and in other specified portions be prohibited, requiring that within this District adult entertainment enterprises be prohibited, modifying the abandonment period for permitted conditional uses in this District, and making findings of consistency with the General Plan and priority policies of Planning Code section 101.1. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Transportation and Commerce Committee.

030041 **[Dissolving the Hazardous Materials Advisory Committee]**
Ordinance amending the San Francisco Health Code by repealing Sections 1103 through 1103.2, and amending Section 1103.3, to dissolve the Hazardous Materials Advisory Committee. Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030042 **[Dissolving the Skating Advisory Committee]**
Ordinance amending the San Francisco Administrative Code by repealing Sections 5.210 through 5.212, to dissolve the Skating Advisory Committee. Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030043 **[Dissolving the Clean Air Advisory Committee]**
Ordinance amending the San Francisco Administrative Code by repealing Section 85.4 and by amending Section 85.10, to dissolve the Clean Air Advisory Committee. Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030044 **[Dissolving the Video Display Terminal Advisory Committee]**
Ordinance amending the San Francisco Health Code by repealing Sections 1303 and 1306, to dissolve the Video Display Terminal Advisory Committee. Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030045 **[Amending the Annual Salary Ordinance to expedite appointments by elected officials]**

Draft ordinance amending the Annual Salary Ordinance to provide that elected officials enumerated in Article II and Section 6.100 of the San Francisco Charter may make appointments to permanent positions upon (1) verification by the Human Resources Director that the positions have been legally established and that the appointment is consistent with the Charter and applicable Civil Service Rules and (2) certification by the Controller that sufficient funds are available; and specifying that such appointments do not require approval by the Mayor. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance Committee.

021096 **[Amending Residential Rent Stabilization and Arbitration Ordinance]**

Ordinance amending the Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37), by amending Sections 37.2, 37.3, 37.8, 37.9, 37.9B, and 37.11A, to: clarify the definition of rental units to include units regardless of zoning or legal status; provide that parking or storage or similar facilities on the same lot may not be severed by the landlord without just cause or tenant consent, except where necessitated by serious landlord hardship or circumstances beyond the landlord's control; extend coverage of the ordinance to non-tourist tenancies in residential hotels by eliminating the 32-day residency requirement for those tenancies; change Subsection 37.3(a) "Rent Increase Limitations for Tenants in Occupancy" and Subsection 37.3(b) "Notice of Rent Increase for Tenants in Occupancy" by deleting the phrase "in occupancy" from both subsections; limit imposition of banked rent increases to 8% per year and require more specific notice; require more specific notice for rent increases authorized under California Civil Code Sections 1954.50 et seq., and require a rent arbitration hearing for certain increases not authorized by Civil Code Sections 1954.50 et seq.; prohibit rent increases or evictions solely for additional occupants, where the total number of occupants is within Housing Code occupancy limits; expand the statute of limitations from three years to five years from discovery, for refunds of rent overpayments due to null and void rent increases; clarify that all endeavors to recover possession for just cause under Section 37.9(a), must be in good faith without ulterior motive and with honest intent; require relocation expenses of $2,000 for each authorized occupant (including any minor child) who has lived in a unit for 12 months as of the time of vacation of the unit, where the unit is to be demolished or otherwise permanently removed from housing use, or where the tenant must relocate due to capital improvements or substantial rehabilitation work or an owner-move-in eviction, with one-half paid upon notice and one-half paid within 72 hours after vacation of the unit, and with these amounts to be increased annually according to the rate of increase in the "Rent of Primary Residence" expenditure category of the Consumer Price Index (CPI); provide that a tenant's civil action against a landlord for abridgement of rights under this Chapter may also be brought against the landlord's successor in interest; certain technical corrections to conform numbering to prior Chapter 37 amendments; and, amending San Francisco Housing Code Chapter 5, Section 503(b) to make a technical correction, and amending San Francisco Housing Code Chapter 5, Section 503(d), to clarify that the protections of that Section extend to all persons by deleting the references to "families," to clarify that the Section promotes affordable housing, and to clarify that the Section protects prospective and current tenants. Supervisors Gonzalez, Daly presented. REACTIVATED PURSUANT TO RULE 5.24.

020114 **[Requiring Early Voting in Each Supervisorial District]**

Ordinance amending the Municipal Elections Code to require the Department of Elections to establish at least three satellite locations in each Supervisorial district for early voting during the ten calendar days immediately preceding any election held in the City and County of San Francisco. Supervisor Gonzalez presented. REACTIVATED PURSUANT TO RULE 5.24.

Resolutions

030037 **[Commending the Chinese Progressive Association]**

Resolution commending the Chinese Progressive Association for their 30 years of dedication and commitment to empowering the Chinese community through grassroots organizing, community action and education and proclaiming Friday, January 17, 2003 as Chinese Progressive Association Day in San Francisco. Supervisors Maxwell, Peskin, Ammiano, McGoldrick, Ma, Daly presented. ADOPTED.

030038 **[Honoring Carl Sauceda]**

Resolution honoring Carl Sauceda on the occasion of his retirement as Court Reporter. Supervisors Gonzalez, Sandoval presented. ADOPTED.

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030046 **[Emergency Management Assistance Grants]**

Rescinding Resolution No. 193-98; Authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco applications for federal and state financial assistance under the Emergency Management Performance Grant Program, the State Domestic Preparedness Grant Program, and Public Law 107-26. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

030047 **[Recreation and Park--First Amendment to the Beach Chalet Lease]**

Rescinding Resolution No. 193-98; Authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco applications for federal and state financial assistance under the Emergency Management Performance Grant Program, the State Domestic Preparedness Grant Program, and Public Law 107-26. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance Committee.

030048 **[Issuance and Sale of Single Family Mortgage Revenue Bonds]**

Resolution approving, for purposes of Section 147(f) of the Internal Revenue Code of 1986, the issuance and sale of single family mortgage revenue bonds by the City and County of San Francisco in an aggregate principal amount not to exceed $36,000,000. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance Committee.

030049 **[Dissolving the Long Term Care Pilot Project Task Force]**

Resolution repealing Resolutions No. 1024-96 and 187-97, to dissolve the "Long Term Care Pilot Project Task Force." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030050 **[Dissolving the Abandoned Shopping Cart Task Force]**

Resolution repealing Resolutions Nos. 357-98 and 847-98, to dissolve the "Abandoned Shopping Cart Task Force." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030051 **[Dissolving the Sutro Tower Health and Safety Task Force]**

Resolution repealing Resolution No. 1068-99, to dissolve the "Sutro Tower Health and Safety Task Force." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030052 **[Dissolving the Pedestrian Safety and Street Resurfacing Working Group]**

Resolution repealing Resolution No. 564-01, to dissolve the "Pedestrian Safety and Street Resurfacing Working Group." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030053 **[Dissolving the Mid-Income Housing Solutions Task Force]**

Resolution repealing Resolution No. 721-01, to dissolve the "Mid-Income Housing Solutions Task Force." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030054 **[Dissolving the Joint Board of Education/Board of Supervisors Digital Divide Task Force]**

Resolution repealing Resolution No. 271-00, to dissolve the "Joint Board of Education/Board of Supervisors Digital Divide Task Force." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030055 **[Dissolving the San Mateo County-City and County of San Francisco Task Force]**

Resolution repealing Resolution No. 876-82, to dissolve the "San Mateo County-City and County of San Francisco Task Force." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030056 **[Dissolving the Airport Noise Committee]**

Resolution repealing Resolutions No. 580-87 and 62-89, to dissolve the "Airport Noise Committee." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030057 **[Dissolving the Citizens' Advisory Task Force for the Central Freeway]**

Resolution repealing Resolutions Nos. 541-92, 1019-94 and 640-95, to dissolve the "Citizens' Advisory Task Force for the Central Freeway." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030058 **[Honoring Mayor Massimo Mallegni and Honorable Cultural Assessor Massimilano Simoni]**

Resolution honoring the Honorable Mayor Massimo Mallegni and the Honorable Cultural Assessor Massimilano Simoni for their participation in the "1st International Marble Mosaic Competition" which will be held in both San Francisco and Pietrasanta on September 27th and 28th, 2003. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030059 **[Taking stand against hate crime at Women's Building]**

Resolution taking a stand against the intolerable hate crime attacks done to the Women's Building, and asking anyone with information about the attacks to contact the Mission Police Station. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030060 **[Supporting operations of California Coastal Commission]**

Resolution supporting the continued operation of the California Coastal Commission and urging State government to modify appointment procedures of the Commission so that it may continue its good work implementing the State of California's coastal protection program in perpetuity. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030061 **[Authorize DPT Grant of $400,000 to establish a Motorist Information System]**

Resolution authorizing the Department of Parking and Traffic to accept and expend a grant in the amount of $400,000 from the California Department of Transportation (Caltrans) to establish a Motorist Information System. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030062 **[Authorize DPT Grant of $360,000 from Hazard Elimination Program]**

Resolution authorizing the Department of Parking and Traffic to accept and expend a grant in the amount of $360,000 from the Hazard Elimination Safety Program to implement an emergency vehicle priority system at the 20 to 30 most critical intersections surrounding the five busiest fire stations in the City - the Financial District, Chinatown, Moscone Center, Civic Center and Mission Bay. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030063 **[Urging San Francisco Redevelopment Agency Commission to change meeting day from Tuesday to Monday]**

Resolution urging the San Francisco Redevelopment Agency Commission to move its regularly scheduled meeting time from Tuesday to Monday. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030064 **[Urge State Legislature to adopt Domestic Rights and Responsibilities Act]**

Resolution urging the State Legislature to adopt the Domestic Partner Rights and Responsibilities Act of 2003. Supervisors Ammiano, Daly, Dufty, Gonzalez, Newsom, Peskin, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030065 **[Recognizing Ging P. Bill Wong]**

Resolution recognizing Mr. Ging P. Bill Wong's 36-year career at the Federal Highway Administration of the U.S. Department of Transportation and his dedicated service on their behalf to our City and declaring January 15, 2003 to be the "Bill Wong Day" in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030066 **[Commending Coastal Conservancy]**

Resolution commending the Coastal Conservancy for its financial support for Sail San Francisco 2002 and encouraging the Coastal Conservancy's support for similar future events. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030067 **[Commending Most Reverend Ignatius Wang]**

Resolution commending the Most Reverend Ignatius Wang on his appointment as Titular Bishop of Sitipa and Auxiliary Bishop of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030068 **[Commending San Francisco University High School Girls' Volleyball Team]**

Resolution commending the San Francisco University High School Girls' Volleyball Team for their achievements in the Bay Counties League (BCL) and the State Championships. Supervisors Ma, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030069 **[Commending Robert Wertz]**

Resolution commending Robert Wertz upon his retirement after serving the youth and families of San Francisco for over 31 years. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030079 **[Commending San Francisco University High School Girls' Cross Country Team]**

Resolution commending the San Francisco University High School Girls' Cross Country Team for their achievements in the Bay Counties League (BCL) and the State Championships. Supervisors Ma, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

021999 **[Biosciences Task Force]**

Resolution establishing a Biosciences Task Force to make policy recommendations to the Board of Supervisors and setting forth the membership and duties of the Task Force. Supervisor Maxwell presented. ASSIGNED to Rules and Audits Committee.

Requests for Hearing

030070 **[San Francisco Zoological Gardens Performance Audit]**

Hearing to consider the findings and recommendations of the performance audit of the San Francisco Zoological Gardens, completed by the Budget Analyst in January 1999, together with progress in implementing such recommendations. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030071 **[Cruise Ship Terminals]**

Hearing to examine the regulatory process for approval of the proposed Cruise Ship Terminals at Piers 30 and 32, to consider state legislation that may be proposed regarding this site, to hear about efforts in other communities to plan for cruise terminals and to provide guidance to City staff in advance of regulatory approvals at the Board of Supervisors. Supervisor Daly presented. RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

030072 **[Serial Inebriate Program]**

Hearing inquiring into the desirability of instituting a Serial Inebriate Program patterned after the interagency program operated by the City of San Diego, whereby persons who continue to repeatedly convicted of severe public inebriation as a result of engaging in behavior disruptive to the peace and tranquility of public spaces are eventually forced to make a choice between long-term incarceration and addition treatment. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Health and Human Services Committee.

Motions

030073 **[Legislative Analyst Request - Serial Inebriation]**

Motion requesting the Legislative Analyst to analyze the best practices of other local jurisdiction with regard to dealing with the problem of serial inebriation in public and evaluating the effectiveness of such programs in reducing the incidence of repeated public inebriation by the same persons. Please consider the interagency program operated by the City of San Diego called the Serial Inebriate Program (SIP). In-depth report on this topic, delivered by May 2003. Supervisor McGoldrick presented. ASSIGNED to Board of Supervisors.

030074 **[Legislative Analyst Request - Legislators Retreats]**

Motion requesting the Legislative Analyst to research on how other cities and counties determine space and time for local legislators to conduct retreats. In particular, examine how the Cities of Richmond and Redwood City, California, and Reno, Nevada conduct legislative retreats. Sponsor requests this report by March 7, 2003. Supervisor Maxwell presented. ASSIGNED to Board of Supervisors.

030075 **[Requiring regular meetings of subordinate bodies created by the Board of Supervisors]**

Motion amending the Board of Supervisors' Rules of Order by adding Rule 2.27, to require the Board to include language providing for regular meetings when considering legislation creating subordinate bodies. Supervisors Hall, Gonzalez presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030076 **[Supervisors serving on outside Boards and Commissions]**

Motion amending Rule 6.15 of the Rules of Order of the Board of Supervisors to provide that before a Supervisor may be appointed to a second outside Board of Commission (excluding the San Francisco LAFCO and the Transportation Authority) every other Supervisor shall have been given the opportunity to serve on at least one outside Board of Commission. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030077 **[Legislative Analyst Request - Update File Number 011590]**

Motion requesting the Legislative Analyst to update File Number 011590 (Leno) related to the Digital Divide, with specific emphasis on the City's progress in addressing the Digital Divide. Please complete this report by February 13, 2003. Supervisor Daly presented. ASSIGNED to Board of Supervisors.

030078 **[Legislative Analyst Request - Cruise Ship Terminal at Piers 30 and 32,]**

Motion requesting the Legislative Analyst to examine the regulatory process for approval of the proposed Cruise Ship Terminal at Piers 30 and 32, provide analysis of state legislation that has been approved and may be proposed regarding this site, describe efforts in other communities to plan for cruise terminals and to provide guidance to City staff in advance of regulatory approvals at the Board of Supervisors. Please provide an initial report no later than February 13, 2003 and continue working until legislation is adopted. Supervisor Daly presented. ASSIGNED to Board of Supervisors.

Charter Amendment

020938 **[Charter Amendment - Retirement Benefits for Miscellaneous Safety Employees]**

Charter amendment (Fourth Draft) to amend Appendix A8.506-2 thereto, relating to retirement benefits for miscellaneous safety employees. Supervisors Ammiano, Gonzalez presented. ASSIGNED to Rules and Audits Committee.

PROPOSED ORDINANCES

021541 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Robert Haaland against the City and County of San Francisco for $107,500; the lawsuit was filed on August 10, 1999 in San Francisco Superior Court, Case No. 305-552; entitled Robert Haaland, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules and Audits Committee.

021586 **[Acceptance of Street for Maintenance Purposes]**

Ordinance accepting for maintenance purposes Illinois Street from 25th Street to Marin Street, subject to specified limitations, pursuant to California Streets and Highways Code section 1806, San Francisco Administrative Code section 1.52, and Department of Public Works Order No. 173,794. (Public Works Department) . RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

PROPOSED RESOLUTIONS

022018 **[Accept- Expend a Bequeathal from the Estate of Mabel L. Schwartz]**

Resolution authorizing the Department of Animal Care and Control to accept and expend a bequeathal in the amount of $75,040.33 from the Estate of Mabel L. Schwartz (Paula J. Johnson, PR) to be used by the Department of Animal Care and Control to continue its work of helping animals and promoting their welfare. (Animal Care and Control) . RECEIVED AND ASSIGNED to Health and Human Services Committee.

022049 **[Contracting out Laundry Services at San Francisco General Hospital]**

Resolution concurring retroactively, with the Controller's certification that the laundry services can be performed for the Department of Public Health, San Francisco General Hospital by private contractor for a lower cost than similar work performed by City and County employees. (Public Health Department) . RECEIVED AND ASSIGNED to Finance Committee.

022050 **[Sale of vintage streetcar to City of Issaquah, Washington]**

Resolution approving the sale of Muni Car No. 96 to the City of Issaquah, Washington pursuant to San Francisco Administrative Code Section 10.84. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Finance Committee.

021989 **[Accept and Expend Federal Grant for Sheriff's Department program providing services to recently released substance abusing offenders]**

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of $498,455 from the U.S. Department of Health and Human Services, Substance Abuse and Mental Health Administration for providing a substance abuse program to recently released offenders. (Sheriff) . RECEIVED AND ASSIGNED to Health and Human Services Committee.

022051 **[Transfer State funds for contract services to improve access to mental health treatment for children in foster care /other children placed outside of San Francisco]**

Resolution endorsing the transfer of State general funds from the State to the California Mental Health Directors Association for a contract to provide services to foster care and other Medi-Cal eligible children placed outside of San Francisco, for the period of July 1, 2002 through June 30, 2003. (Public Health Department) . RECEIVED AND ASSIGNED to Finance Committee.

030001 **[Mental health services to HIV positive women and their adult family members]**

Resolution authorizing the San Francisco Department of Public Health, HIV Mental Health Program at the Center for Special Problems (SFDPH, CSP) to enter retroactively into an agreement in the amount of $30,750 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to provide outpatient mental health services to women who have HIV and their adult family members, for the period of August 1, 2002 to July 31, 2003. (Public Health Department) . RECEIVED AND ASSIGNED to Health and Human Services Committee.

030002 **[Grants Federal Funds]**

Resolution authorizing the Municipal Transportation Agency Board to retroactively accept and expend $1,093,110 of Federal Earmarked Capital Assistance for Construction of the Metro East Light Rail Maintenance facility, excluding Administrative Overhead Costs. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

030004 **[Accept-Expend Regional Grant]**

Resolution authorizing the Director of Transportation or his designee to retroactively apply for, accept and expend $112,000 in FY 02/03 Transportation Fund for Clean Air (TFCA) from the Bay Area Air Quality Management District (Air District) to stripe and sign bike lanes on Cabrillo Street and to execute any and all associated documents. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

030014 **[BART- MUNI Transfer Payment]**

Resolution approving an agreement between the City and County of San Francisco and the Bay Area Rapid Transit District authorizing payment to San Francisco Municipal Railway for transfer trips provided in FY2002 and FY2003. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Finance Committee.

Board Minutes for December 9, 2002 and December 16, 2002 approved.

Requested Granted

From: Supervisors Ammiano, Gonzalez
To: California Secretary of State
Requesting/Inquiring: Requesting information regarding the certification of new voter-approved voting tabulation systems, including Instant Runoff Voting.

From: Supervisors Ammiano, Gonzalez
To: Executive Director, Ethics Commission
Requesting/Inquiring: Requesting clarification regarding dissemination of public records regarding campaign finance disclosure by Ethics Commission employees.

From: Supervisor Daly
To: Director, Planning Department
Requesting/Inquiring: To draft an ordinance to require notice to occupants in addition to owners of Conditional Use Authorization hearings at the Planning Commission.

From: Supervisor Daly
To: Director, Department of Telecommunications and Information Services
To: Director, Department of Human Services
To: Superintendent, San Francisco Unified School District
Requesting/Inquiring: Please describe the efforts of your organization to address the Digital Divide; including recommendations, if any, for City policymakers about the Digital Divide.

From: Supervisor Ma
To: Director, Planning Department
Requesting/Inquiring: To explore the possibility of including the text "Notice of Public Hearing" on December envelopes used for mailings sent to property owners and residents within the 300 foot radius of the exterior boundaries of proposed projects indicating the time and place of the public hearing; including but not limited to, the estimated costs and time necessary to implement.

From: Supervisor Ma
To: Director, Planning Department
Requesting/Inquiring: To explore the possibility of including multilingual text on notices of public hearings posted on proposed project sites indicating a brief description of the proposed project and the time and place of the public hearing; including but not limited to, the estimated costs and time necessary to implement.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To investigate and report back on how the City and County can legally create a process for the Board of Supervisors to conduct legislative retreats in conformance with public meeting and public records laws.

From: Supervisor McGoldrick
To: City Attorney
Requesting/Inquiring: To draft legislation that:
1) Gives the City Attorney final say in ballot description language, with the Ballot Simplification Committee serving in an advisory capacity, and with subject area expertise by DCAs brought to bear in the process, and

2) Provide for a process of selection of an official opponent of any ballot initiative from a list of preferred categories of candidates.

From: Supervisor McGoldrick
To: Director, Department of Public Works
To: Director, Department of Parking and Traffic
To: Director, Planning Department
To: Director, Department of Building Inspection
Requesting/Inquiring: To report on any policy with regard to the temporary placement and/or storage of binds used for construction materials and/or construction refuse on City streets, including; whether there is any requirement for permitting before such a bin can be placed on the street; if a permit is required, whether there is a fee for obtaining such permit and the fee level(s) for such permits; how many street parking spaces are allowed to be displaced by placement of a construction bin on the street; what the time limits are, if any, for temporary placement of such bins on the street; whether there is any limit on who may place such bins on the streets, and if so what are those limits; whether there is any limit on the purpose for which such bins may be placed on the street, and if so what are those limits.

From: Supervisor Newsom
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To provide an evaluation of pedestrian and vehicular safety improvements at the southwest corner of Bay and Lyon Streets.

From: Supervisor Newsom
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To provide an evaluation of pedestrian and vehicular safety improvements on or around Jordan Park, with a particular emphasis of the feasibility of installing speed humps in the area.

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft an ordinance, which will amend the Municipal Administrative Code in order to merge the Taxicab Commission into the newly established Municipal Transportation Authority.

From: Supervisor Newsom
To: Director, Department of Technology and Information Systems (DTIS)
Requesting/Inquiring: To report on the feasibility of establishing a customer service telephone line for the public to access when attempting to contact any city department; including any staff positions and programmatic costs necessary to operationalize such a program.

From: Supervisor Newsom
To: Director, Emergency Communications Department
To: Director, Department of Technology and Information Systems (DTIS)
Requesting/Inquiring: To report on the status of the implementation of the 311 Non-Emergency Telephone System Strategic Plan and any other related activities.

From: Supervisor Newsom
To: General Manager, Recreation and park Department
To: Director, Department of Public Works
Requesting/Inquiring: To report on quality of life issues surrounding the area on and surrounding the Palace of Fine Arts; specifically, a schedule of collection of trash in the area, the maintenance of the plants and grounds and any proposed timeline for the installation of a sidewalk in this area.

From: Supervisor Newsom
To: Director, Mayor's Office of Homelessness
To: Director, Department of Human Services
Requesting/Inquiring: To report on any existing or planned efforts to increase the level of security at all of the homeless shelters operated by the City and County of San Francisco.

From: Supervisor McGoldrick
To: Chief, Police Department
Requesting/Inquiring: Inquiring what resources have been planned or proposed to the anti-terrorism unit announced by SFPD last year. If so, how much has been allocated to this unit, specifying what personnel and/or assets of the department are being used for this purpose including the costs of such resources to the department, and whether any General Fund dollars from the City are being used to pay those costs. The department also should specify what have been activities of this unit, if any.

From: Supervisor McGoldrick
To: Directors of all City Departments
Requesting/Inquiring: Inquiring as to whether their department or any employee within their department has been contacted by any agency of the state or federal government requesting information about any person identified as an immigrant to the United States, and if so the nature of such request, and whether the department or its employees have cooperated with such request in any way, and if so the nature of such cooperation.

From: Supervisor Peskin
To: Director, Mayor's Budget Office
Requesting/Inquiring: To report on the possibility of pursuing agreements with City employees to implement voluntary reduced workweeks. This action, which promises to lessen the City's budget shortfall, appears to be permitted in Civil Service Rule 120.28.

<u>In Memoriams</u>
Dennis Wong (Entire Board
Melinda J. Ohler (Entire Board)
Arthur Coleman (Entire Board)
Joseph Killian (Supervisor Ammiano)
Joseph (Joe) Remcho (Supervisor Dufty)
David Smith Fox (Supervisors Dufty, Ammiano)
Joe Strummer (Supervisor Gonzalez)
Neil Strummer (Supervisor Gonzalez)
Letha Tickner (Supervisor Ma)
Donald Ray Young (Supervisor Maxwell)
Ntombi Howell (Supervisors Newsom, Maxwell, Ma)
Emma Towle (Supervisor Sandoval)

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Legislation Introduced
Including All Off-Calendar Items
January 21, 2003

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

030088 **[MOU, Local 790, for staff nurses and per diem nurses]**
Ordinance adopting and implementing an amendment to the 2000-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Service Employees International Union, Local 790, AFL-CIO for staff nurses and per diem nurses by extending the terms and conditions of the Collective Bargaining Agreement through June 30, 2005. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Finance Committee.

030089 **[MOU, Local 856 for Supervising Nurses]**
Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Teamsters Local 856 for Supervising Nurses by extending the terms and conditions of the Collective Bargaining Agreement through June 30, 2005. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Finance Committee.

030093 **[Funding for the sale of lease-revenue bonds for citywide equipment]**
Ordinance appropriating $5,229,072 from the sale of lease-revenue bonds by the San Francisco Finance Corporation to fund purchase of equipment citywide for fiscal year 2002-03. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance Committee.

030094 **[Funding for job transition services for laid-off or displaced employees]**
Ordinance re-appropriating $300,000 in salary savings for the Department of Human Resources for a city-wide program of job transition services for laid-off or displaced employees for fiscal year 2002-03. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance Committee.

030118 **[Settlement of Lawsuit]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Modesto Irrigation District for Declaratory and Injunctive Relief to Validate Termination of Long-Term Power Sales Agreement; the City and County of San Francisco filed the lawsuit on August 16, 2001 in San Francisco Superior Court (San Francisco Superior Court Case No. 323848). Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Finance Committee.

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030095 [Recreation and Parks -- Fees]

Ordinance amending the San Francisco Park Code by amending Sections 7.16 and 7.18 to require a cleaning deposit and reimbursement for costs for the use of park facilities; amending Sections 12.05, 12.07, 12.20, and adding Sections 12.21, 12.22, 12.23, 12.24, 12.25, 12.26, 12.27 to increase the fees charged for the use of Recreation and Park facilities for weddings, events, picnics, photography and filming, encroachment, for parking on the Golden Gate Park Concourse and for classes at the Sharon Arts Studio; adding Section 12.28 authorizing the Recreation and Park Commission to develop policies and procedures to allow the General Manager to reduce or waive fees in the case of demonstrated financial hardship; and adding Section 12.29 to impose an administrative overhead charge to be determined annually by the Controller. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance Committee.

030096 [Establishing parking violation and late payment penalties]

Ordinance amending the San Francisco Traffic Code by amending Sections 130 and 131 and adding Section 132 to establish fines for parking violations and late payment penalties. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance Committee.

030097 [Designate the 1338 Filbert Street Cottages as a Landmark]

Ordinance amending Appendix A of Planning Code Article 10 to designate the 1338 Filbert Street Cottages as Landmark No. 232. Supervisors Peskin, Daly, Ammiano, Gonzalez, Sandoval, McGoldrick, Hall presented. RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

030045 [Amending the Annual Salary Ordinance to expedite appointments by elected officials]

Ordinance amending the Annual Salary Ordinance to provide that elected officials enumerated in Article II and Section 6.100 of the San Francisco Charter may make appointments to permanent positions upon (1) verification by the Human Resources Director that the positions have been legally established and that the appointment is consistent with the Charter and applicable Civil Service Rules and (2) certification by the Controller that sufficient funds are available; and specifying that such appointments do not require approval by the Mayor. Supervisor Daly presented. ASSIGNED to Finance Committee.

030099 [Extending annual condominium conversion limitation]

Ordinance amending the San Francisco Subdivision Code Article 9, section 1396 to extend the annual condominium conversion limitation for two additional years. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

020641 [Residential Parking Permit Fees - Exemption]

Ordinance amending San Francisco Traffic Code Section 314 exempting owners of electric or other clean air vehicles from residential parking permit fees. Supervisor McGoldrick presented. ASSIGNED to Finance Committee.

021771 [Permit Required for Construction of an Impervious Surface in Front Yard]

Ordinance amending the San Francisco Building Code by adding Section 106.1.14 to require that a permit be issued before commencing with construction of an impervious surface, other than a driveway, in a front yard setback area and providing that violation of the permit requirement shall be an infraction subject to fines up to $500; amending Section 110, Table 1-F to establish the permit fee. Supervisor Sandoval presented. ASSIGNED to Public Works and Public Protection Committee.

030045 [Amending the Annual Salary Ordinance to expedite appointments by elected officials]

Ordinance amending the Annual Salary Ordinance to provide that elected officials enumerated in Article II and Section 6.100 of the San Francisco Charter may make appointments to permanent positions upon (1) verification by the Human Resources Director that the positions have been legally established and that the appointment is consistent with the Charter and applicable Civil Service Rules and (2) certification by the Controller that sufficient funds are available; and specifying that such appointments do not require approval by the Mayor. Supervisor Daly presented. ASSIGNED to Finance Committee.

020549 **[Fourth and Freelon Streets Special Use District]**

Ordinance amending the San Francisco Planning Code by adding Section 249.23 to create the Fourth and Freelon Streets Special Use District encompassing the property zoned Service Light Industrial and bounded by Fourth Street, Freelon Street, Zoe Street and Welsh Street and by adding Section 263.16 to create special height and bulk exceptions for the Fourth and Freelon Streets Special Use District, which would allow previously approved but unbuilt live/work units to convert to market-rate residential units and additional market-rate residential units to be constructed with an allowable increase in height from 50' to 85' and a dwelling unit density governed by the permissible building envelope; provided that (i) the developer shall construct at the developer's sole expense, on land owned or purchased by the developer in either the South of Market Area or the North of Market Residential Special Use District, off-site affordable rental housing with square footage equal to 15% of the total residential units to be constructed offset by the cost of land acquisition, with a minimum of 56 units constructed of no less than 400 square feet each, (ii) the units shall be rental units affordable to low- and lower income households with income not exceeding 40% of San Francisco's median income, which shall remain affordable for 55 years or for the life of the building whichever is longer, and (iii) upon completion, the affordable housing development shall be owned, managed and operated by a nonprofit housing organization with reversion to the City if the nonprofit housing organization is dissolved. Supervisor Daly presented. CALLED FROM COMMITTEE.

020550 **[Zoning Map Amendment]**

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change the use classification and the height and bulk designation of the property zoned Service Light Industrial and bounded by Fourth Street, Freelon Street, Zoe Street and Welsh Street. Supervisor Daly presented. CALLED FROM COMMITTEE.

Resolutions

030100 **[Contracting out Laundry Services]**

Resolution concurring with the Controller's certification that laundry services can be performed for the Department of Public Health, Laguna Honda Hospital by private contractor for a lower cost than similar work performed by City and County employees. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance Committee.

030101 **[Urge Gov. Davis to reconsider realignment of Health and Human Services Programs]**

Resolution urging the Governor and the State Legislature to reconsider realignment of health and human services and related obligations to the local level and to develop new revenues sufficient to maintain program administration at the State level, urging the Legislature, if it adopts some or all of the realignment proposals made by Governor, to include the minimum guarantees in order to maintain sufficient levels of health and human services uniformly across the State of California, including funding formulas for realigned programs that significantly reward local General Fund contributions, funding formulas that adequately provide for projected growth in consumer populations and caseloads, and mandatory requirements for proper levels of patient care and consumer services, and directing the City Lobbyist, in consultation with the Mayor's Office, the Director of Human Services and the Director of Public Health, to urge the Governor and the State Legislature to reconsider realignment of health and human services and, if realignment is adopted, enact minimum guarantees described herein. Supervisors Ammiano, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030102 **[Authorize DPW to accept and expend $20,911,134 to rehabilitate the Fourth Street Bridge over Mission Bay Channel]**

Resolution authorizing the Department of Public Works to retroactively accept and expend a grant in the amount of $8,438,760 in Federal Highway Bridge Replacement and Rehabilitation (HBRR) program funds, $9,977,898 in Federal Seismic funds, and $2,494,475 in State Seismic funds, for a total of $20,911,134 in grant funds from the Federal Department of Transportation (FHWA) through the State Department of Transportation (Caltrans) to seismically retrofit and rehabilitate the Fourth Street Bridge over the Mission Bay Channel Waterway in China Basin. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030103 **[Accept and Expend Gift of $60,000 from Hayes Valley Neighborhood for Koshland Park]**

Resolution accepting and expending a gift in place valued at approximately $60,000 from the Hayes Valley Neighborhood Parks Group to the Recreation and Park Department for Koshland Park. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030104 **[Urge DPW to Rename a portion of 19th Street to Peter Sammon Way]**

Resolution urging the Department of Public Works to honor Father Peter Sammon by renaming 19th Street between Connecticut and Missouri Streets "Peter Sammon Way". Supervisors Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030105 **[Urge California Legislature to reject the Governor's proposed shift of local VLF revenues]**

Resolution urging the California Legislature to reject the Governor's proposed shift of local VLF revenues and to honor the 1998 commitment to restore the VLF. Supervisors Maxwell, Ma, Dufty, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030106 **[Urge Recreation and Park Department to retain Balboa Pool at its current location]**

Resolution urging the Recreation and Park Department to retain the Balboa Pool at its current location and keep Balboa Park consistent with other public park uses. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030107 **[Commend Hayes Valley Merchants]**

Resolution commending Hayes Valley merchants on their donation of a portion of their holiday sales to the Homeless Children's Network. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030108 **[Commend San Francisco Housing Authority]**

Resolution commending the San Francisco Housing Authority for their efforts to increase civic participation among their residents of Public and Section 8 housing. Supervisors Maxwell, Peskin, Ammiano, Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030109 **[Commend Robert J. Lull]**

Resolution commending Robert J. Lull, M.D., his service as 2002 President of the San Francisco Medical Society. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030110 **[Commend American Red Cross and Asian-American Donor Program]**

Resolution commending the American Red Cross and Asian-American Donor Program in honor of January as National Volunteer Donor Month. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030111 **[Commend Michael J. Sangiacomo and Congratulate Jim Wunderman]**

Resolution commending Michael J. Sangiacomo for his service as the 2002 Chair of the Board of Directors of the San Francisco Chamber of Commerce and congratulating Jim Wunderman on having been elected the 2003 Chair of the Board of Directors of the San Francisco Chamber of Commerce. Supervisors Sandoval, Dufty, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

020915 **[Continuum of Care Plan - Homeless Board Membership]**

Resolution amending the Continuum of Care Plan to reduce the size of the Local Homeless Coordinating Board to sixteen members; eight of whom are appointed by the Mayor and eight of whom are appointed by the Board of Supervisors. Supervisor Hall presented. ASSIGNED to Rules and Audits Committee.

030126 **[Oppose Article 23 of the Basic Law in Hong Kong]**

Resolution opposing the proposed Article 23 legislation in Hong Kong. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearings

030112 **[Mayor's Budget Plan]**

Hearing to review the Mayor's most recent budget plan, issued in January 2003. This hearing will address the Mayor's current and planned spending changes to address the City's current budget deficit. Supervisors Peskin, Daly presented. RECEIVED AND ASSIGNED to Finance Committee.

030113 [San Francisco's Natural Lakes]

Hearing on the status of Lake Merced, Mountain Lake, and Pine Lake with presentations from the Public Utilities Commission and the Park Department. Supervisor Hall presented. RECEIVED AND ASSIGNED to Neighborhood Services and Recreation Committee.

030114 [San Francisco Litter Court]

Hearing recognizing the important contribution by the California Community Dispute Services (CCDS) providing San Francisco's Litter Court. This hearing will focus on improving the effectiveness of our Litter Court and sustaining more of the citations. Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to Neighborhood Services and Recreation Committee.

030115 [Littering fines for DPW Enforcement and Street Cleaning]

Hearing to consider whether there should be a designation of a portion of fines imposed for littering and dumping towards DPW's enforcement programs, especially its Environmental Control Officers, as well as street cleaning, graffiti abatement, and tree plantings among others. Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to Neighborhood Services and Recreation Committee.

030116 [Increasing Dog Registration Compliance]

Hearing to consider means by which dog owners/guardians can be encouraged to register their pets. Possible utilization of veterinarians to help process registrations for fee as well as other options and educational programs. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Finance Committee.

030117 [Halloween - Establishing as a City-managed Event]

Hearing to consider having the City and County of San Francisco become the sponsor and coordinator of the annual Halloween observance that takes place annually in the Castro. Supervisors Dufty, Ammiano presented. RECEIVED AND ASSIGNED to Finance Committee.

030119 [Graffiti]

Hearing on Department of Parking and Traffic's approach to eradicating graffiti from all city traffic control signage. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

030120 [Fleet Zero Emission Vehicle Incentive Program]

Hearing to consider efforts of City departments to secure funding under the Fleet ZIP program of the California Air Resources Board. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance Committee.

Motion

030036 [Board Off-site Meetings]

Motion ordering the City and School District Committee meeting of the Board of Supervisors be held at the Irving G. Breyer Board Meeting Room, Board of Education, 555 Franklin Street, First Floor, San Francisco, on February 26, 2003 at 3:00 P.M.; and directing the Clerk of the Board to prepare the proper notices and postings. Supervisor Ammiano presented. ASSIGNED to Finance Committee.

030091 [Meeting Schedule]

Motion revising the regular meeting of the Board of Supervisors by canceling the November 11, December 2, December 23 and the December 30, 2003 meetings and by canceling all Board and Committee meetings from August 27 through September 14, 2003. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030121 [Amend Rules of Order - New Committee Structure]

Motion amending Rules of Order of the Board of Supervisors of the City and County of San Francisco, by repealing Sections 5.1 through 5.8 and replacing them with new Sections 5.1 through 5.6, thereby creating a new committee structure of the Board. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030122 [Amend Rules of Order - Establish Joint City and School District Select Committee]

Motion amending the Rules of Order of the Board of Supervisors adding Section 5.7 establishing a Joint City and School District Select Committee. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030123 **[Committee of the Whole - Emergency Room Diversion Task Force]**

Motion scheduling a Committee of the Whole on January 27, 2003 at 3:00 p.m. to hear a presentation of the Emergency Room Diversion Task Force recommendations. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030124 **[Directing Budget Analyst]**

Motion directing the Board of Supervisors Budget Analyst to explore budget reduction strategies and revenue enhancement options and prepare recommendations for consideration by the Board of Supervisors Budget Committee for the fiscal year 2003-2004 Annual Appropriation Ordinance and Annual Salary Ordinance. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030125 **[Directing the Budget Analyst]**

Motion directing the Budget Analyst to include policy recommendations, when deemed appropriate by the Budget Analyst, in its reports to the Board of Supervisors. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030127 **[Committee of the Whole]**

Motion scheduling a Committee of the Whole to consider Files 020550 and 020549 regarding 4th and Freelon Special Use District and Zoning Map Amendment, to be held on February 4, 2003. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

030025 **[Increasing the Alemany Flea Market Daily Staff Fee]**

Ordinance amending Section 9B.5 of the San Francisco Administrative Code by increasing the daily fee for a stall at the Alemany Flea Market from $30 per stall to $45 per stall. (Agriculture, Weights and Measures) . RECEIVED AND ASSIGNED to Finance Committee.

030029 **[Authorizing MTA to proceed with CM/GC project delivery method for Muni Metro East Project]**

Ordinance exempting the Municipal Transportation Agency (MTA) from subcontractor listing requirements of Administrative Code Chapter 6 for the proposed construction of the Muni Metro East Light Rail Vehicle Maintenance and Operations Facility Project; and authorizing the MTA to take all necessary steps to procure such work through a CM/GC contract duly awarded pursuant to this Ordinance. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

PROPOSED RESOLUTIONS

030023 **[Child Care Health Linkages]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of $84,328.13 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to extend current child care health consultation services to family childcare providers, for the period of July 1, 2002 to June 30, 2003. (Public Health Department) . RECEIVED AND ASSIGNED to Health and Human Services Committee.

030024 **[PUC Contract for Program Management Services, CS-524]**

Resolution approving Public Utilities Commission's continuation of Agreement No. CS-524, Program Management Services, with the Water Infrastructure Partners (WIP) for a third year. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Finance Committee.

030031 **[Establishing Monthly Contribution Amount]**

Resolution establishing monthly contribution amount to Health Service Trust Fund. (Human Resources Department) . RECEIVED AND ASSIGNED to Finance Committee.

030003 **[Sale of 1345 Turk/1140 Fillmore to Redevelopment Agency]**

Resolution approving the sale of real property located at 1345 Turk and 1140 Fillmore Streets to the San Francisco Redevelopment Agency for $900,000; approving the interdepartmental transfer of jurisdiction over 1345 Turk from the Municipal Transportation Agency to the City's Arts Commission; authorizing the Director of Property to enter into an Agreement for the Sale of Real Property with the San Francisco Redevelopment Agency for the sale of such real property for the development of affordable housing, arts and community uses, and other public beneficial uses. (Real Estate Department) . ASSIGNED to Finance Committee.

Clerk to Act - Meeting of January 21, 2003

Requested Granted

From: Supervisor Peskin
To: General Manager, Department of Recreation and Parks
Requesting/Inquiring: Inquiring if the Department can publish a written quarterly report updating elected officials and the general public on the implementation of its bond program for neighborhood parks and open space (Propositions A & C on 1999 ballot). Supervisor Peskin seeks a more regularized update on the implementation of this program in a manner that is not onerous on departmental leaders. He and his staff are available to discuss this while an inquiry is pending with the department.

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft a resolution calling and providing for an election to be held in the City and County of San Francisco on November 4th, 2003 for the purpose of submitting to the qualified voters of the city a proposition for the issuance of lease revenue bonds by the City (or one of it's agencies, departments or enterprises) in the principal amount of $200,000,000 to finance the acquisition or construction of workforce housing for San Francisco.

From: Supervisor Ma
To: General Manager, Recreation and Parks Department
To: Director, Department of Public Works
Requesting/Inquiring: To explore the status of installation and replacement of traditional historic park signs citywide; including but not limited to, the estimated costs and time necessary to implement. In addition, please explore the possibility and costs associated with including multilingual text on the traditional historic park signs for those signs that have yet to be installed.

From: Supervisor Hall
To: Assessor
Requesting/Inquiring: That each time the Assessment Appeal's Board grants a devaluation of property greater than $50 million, will the Assessor's Office please respond to the following questions: (1) Does the Assessor agree with the devaluation? (2) Will the Assessor file an appeal with the Superior Court on the devaluation? (3) Why or Why not?

From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: To draft an ordinance or Board rule which requires the Assessor's Office to provide a report to the Board of Supervisors each time the Assessment Appeal's Board grants a devaluation of property greater than $50 million. The Assessor's Office should respond to the following questions: (1) Does the Assessor agree with the devaluation? (2) Will the Assessor file an appeal with the Superior Court on the devaluation? (3) Why or why not?

From: Supervisors Dufty, Ma
To: City Attorney
Requesting/Inquiring: To draft an ordinance increasing fines for littering, illegal posting and commercial dumping.

From: Supervisors Dufty, Ma
To: City Attorney
Requesting/Inquiring: To draft an ordinance that would make licensed club owners liable for litter and blight that is generated by individual promoters that are renting these licensed establishments?

From: Supervisors Dufty, Ma
To: City Attorney
Requesting/Inquiring: To draft an ordinance that all outdoor ATMs must provide appropriate litter receptacles that are regularly serviced and emptied.

From: Supervisors Dufty, Ma
To: City Attorney
Requesting/Inquiring: To draft an ordinance amending the Public Works Code to require that any financial institution or credit union operating outdoor automated teller machines (ATMs) must visibly post a contact phone number that customers, neighbors and businesses can use to report poorly maintained ATMs that require cleaning or servicing. Fines will be established for any financial institution that fails to clean up its facility within 24 hours of notice.

From: Supervisor Daly
To: Director, Administrative Services
To: Director, Department of Environment
To: Director, Port
To: Director, Airport
Requesting/Inquiring: Please describe your efforts to secure funding under the Fleet ZIP program of the California Air Resources Board.

In Memoriams
Mary Dunlap (Entire Board)
Joanne Lap Pang (Entire Board)
Morris Kight (Supervisors Dufty, Ammiano)
Arnie Blum (Supervisor Dufty)
Robert Gittings (Supervisor Gonzalez)
Anne O'Brien Hickey (Supervisors Hall, Ammiano)
Patricia Monaghan (Supervisor Hall)
Raymond Gardner (Supervisor Ma)

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Legislation Introduced
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January 27, 2003

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

020966 **[Conforming Changes Establishing Controls for Transit-Oriented Neighborhood Commercial Districts and Transit-Intensive Special Use Districts]**
Ordinance amending the Planning Code by amending Section 121.1 to include lot size controls for Transit-Oriented Neighborhood Commercial (NC-T) Districts, amending Section 121.2 to include use size controls for NC-T Districts, amending Section 124 to include a basic floor area ratio for NC-T Districts, amending Section 135 to include open space requirements for NC-T Districts, amending Section 151 to include off-street parking requirements for NC-T and Transit-Intensive Special Use Districts, amending Section 208 to include density limits for group housing in NC-T Districts; amending Section 607.1 to regulate signs in the NC-T, and making a determination of consistency with the priority policies of Planning Code Section 101.1(B). Supervisor McGoldrick presented. ASSIGNED to Transportation and Commerce Committee.

020967 **[Transit-Oriented Neighborhood Commercial Districts and Transit Intensive Special Use Districts]**
Ordinance amending the Planning Code by amending Sections 730 and 730.96 to create and establish controls for Transit-Oriented Neighborhood Commercial (NC-T) Districts, adding Section 249.20 to create and establish controls for Transit-Intensive Special Use Districts, amending Section 145.1 to establish street frontage requirements in NC-T Districts, amending Section 207.4 to establish density limits for dwelling units in NC-T Districts; and making a determination of consistency with the priority policies of Planning Code Section 101(b). Supervisor McGoldrick presented. ASSIGNED to Transportation and Commerce Committee.

021855 **[Amend Planning Code Section 253 - Housing Legislation - R Districts]**
Ordinance amending the San Francisco Planning Code by amending Section 253 that currently requires conditional use approval for residential construction over 40 feet in residential districts with height limits over 40 feet to add an exception for housing projects that include at least 12 percent affordable units and meet other requirements of the Inclusionary Affordable Housing Program; and making a determination of consistency with the priority policies of Planning Code Section 101.1(b). Supervisor McGoldrick presented. ASSIGNED to Transportation and Commerce Committee.

030132 **[Funding for the investigation and litigation against Tutor-Saliba Construction]**
Ordinance appropriating $2,500,000 of Airport fund balance for investigation and litigation expense by the City Attorney against Tutor-Saliba Construction for fiscal year 2002-03. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance Committee.

030142 [Designate the Laguna Honda Station, also known as the Forest Hill Station, At 390 Laguna Honda Boulevard As a Landmark]

Ordinance Designating the Laguna Honda Station, At 390 Laguna Honda Boulevard, As Landmark No. 231 Pursuant To Article 10, Sections 1004 And 1004.4 Of The Planning Code. Supervisor Hall presented. RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

030146 [Appropriate amount SFPD budget used for enforcement of moving traffic violations]

Draft ordinance appropriating a set amount of SFPD budget to be used specifically for and limited to enforcement of moving traffic violations such as running red lights and stop signs, exceeding the speed limit, and failure to yield to pedestrians. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance Committee.

Resolutions

030131 [2003 Finance Corporation Equipment Program]

Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an equipment lease Supplement No. 10 (Series 2003A Bonds) between the City and the County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to the equipment to be used for city purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of lease revenue bonds by said nonprofit corporation in an amount not to exceed $11,750,000; providing for reimbursement to the City and County of San Francisco of certain city expenditures incurred prior to the issuance of lease revenue bonds; and providing for the execution of documents in connection therewith and ratifying previous actions taken in connection therewith. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance Committee.

030135 [Extension of Planning Commission Review Period - Planning Code Section 207.2]

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by repealing Section 207.2 [Second Units] in its entirety, adding a new Section 207.2, and amending Section 209.1 to authorize one additional secondary unit limited to 750 square feet of gross floor area on a lot within 1250 feet of a Primary Transit Street or Transit center and also within 1250 feet of a Neighborhood Commercial or Commercial zoning district, on a lot containing a qualified historical building or where the unit is specifically designed and constructed for the elderly or persons with physical disabilities and to prohibit the owner from legalizing an illegal unit pursuant to the provisions of this ordinance; by amending Sections 135(d), Table 151 of Section 151 and 307(g) to establish the amount of open space and parking required for these secondary units. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030140 [Review of Human Resources Functions with the Board of Supervisors Budget Analyst Management Audit]

Resolution urging the Controller to coordinate his best practices review of Human Resources functions in other jurisdictions with the Board of Supervisors Budget Analyst Management Audit of the Department of Human Resources and to expand his review to include best practices for executive recruitment for Department head and other executive-level positions and best practices for hiring for management and implementation of capital projects. Supervisors Ammiano, Daly, Ma, Maxwell, McGoldrick, Peskin presented. RECEIVED AND ASSIGNED to Finance Committee.

030141 [Review of Current City Budget Reserve and Fund Balance Practices]

Resolution urging the Controller to review current City and County budget reserve and fund balance practices and best practices in other local jurisdictions, review historic changes in City revenues and one-time expenditures during periods of greater than average growth in City revenues and best practices in other jurisidictions, review and analyze the feasibility of establishing a revenue stabilization fund for use during economic downturns funded by extraordinary growth in City revenues, and recommend to the Mayor and the Board of Supervisors best practices for budget reserves and fund balances and recommendations for allocation of greater than average growth in General Fund revenues for a revenue stabilization fund, prevention programs, one-time capital spending and spending on deferred maintenance. Supervisors Ammiano, Ma, Newsom, McGoldrick, Peskin presented. RECEIVED AND ASSIGNED to Finance Committee.

030145 [Contingency Fee Agreement]

Resolution approving and authorizing a contingency fee agreement between the City and a law firm selected the City Attorney, in connection with the litigation initiated by the City Attorney against Tutor-Saliba Corporation and related entities over construction projects at the San Francisco International Airport. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance Committee.

030148 [Urge State of California Legislature to cut prison spending and redirect money to fund education]

Resolution urging the Governor of California and the California State Legislature to cut prison spending and redirect that money to fund education. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030149 [Urge State PUC to allocate $16 million for San Francisco Department of Environment]

Resolution urging the California Public Utilities Commission to allocate $16 million from the Public Goods Charge to the San Francisco Department of Environment for an emergency Energy Efficiency program in San Francisco to begin immediately. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030150 [Dissolve Sustainable Funding for School Arts and Music Task Force]

Resolution repealing Resolution Nos. 1127-99 and 175-00, to dissolve the "Sustainable Funding for School Arts and Music Task Force." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030151 [Proclaim Ella Brown Day]

Resolution proclaiming January 30, 2003 as Ella Brown Day in the City and County of San Francisco. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030152 [Commend Twelve Civil Rights Activists]

Resolution commending twelve civil rights activists featured in the Long Walk to Freedom Exhibition National Tour. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

030134 [Forest City California Development Project at 5th and Mission Street (formerly Emporium)]

Hearing on the changes to the the Forest City California development project on 5th and Mission Streets on any implementation regarding public policy. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

030136 [Status of Proposition N Implementation]

Hearing to consider progress by City departments in meeting the deadline of July 1, 2003 for implementation of requirements of Proposition N, recently passed by voters in November 2002. This hearing should include presentations by department heads charged with implementation of Proposition N, including any new and existing programs designated by any City department as implementing the provisions of the initiative, policies adopted or under consideration by any department to assist in the implementation of the initiative, current projected cost savings or increases associated with plans for implementation, any projected increases or decreases in resources currently going to other City programs that will result from implementation proposals, any collateral effects of implementation proposals on other populations served by the City, projected numbers of persons who will be affected by proposed changes in policies with an explanation of such effects, and a timetable for full implementation of each of the initiative's provisions. This hearing should be scheduled on a monthly basis until City departments certify that the provisions of Proposition N have been fully implemented. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030143 [Municipal Budget Software]

Hearing to consider options for new municipal budget software, including:
(1) program-based budget tools to facilitate review by the public and decision-makers of budget detail including performance measures of programs; and (2) other potential enhancements to B-Prep (the City's current budget software). Supervisors Ammiano, Daly, Ma, Maxwell, McGoldrick, Peskin presented. RECEIVED AND ASSIGNED to Finance Committee.

030144 [Ocean Beach/Great Highway Status Report]

Hearing at which the Department of the Environment, Department of Public Works and the Ocean Beach Task Force will present a status report on their collective efforts on Ocean Beach and Great Highway. Supervisor Hall presented. RECEIVED AND ASSIGNED to Neighborhood Services and Recreation Committee.

Motions

030130 **[Needle Exchange Emergency]**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030137 **[Scheduling Items on Committee Consent Agendas]**

Motion amending Rule 5.40 of the Rules of Order of the Board of Supervisors of the City and County of San Francisco to provide additional guidelines for scheduling items on consent agendas in Board Committee meetings. Supervisors Ammiano, Peskin presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030138 **[Directing the Budget Analyst to Conduct a Management Audit of Human Resources]**

Motion amending the Schedule of Audits for the Budget Analyst and directing the Budget Analyst to conduct a management audit of the Department of Human Resources and human resources divisions of major City departments on a priority basis. Supervisors Ammiano, Daly, Ma, Maxwell, McGoldrick, Peskin presented. RECEIVED AND ASSIGNED to Finance Committee.

030139 **[Review of Budget Analyst Allocation of Hours and Recommendations for Reallocation of Resources]**

Motion directing the Budget Analyst to review the allocation of analyst hours to various functions and requesting recommendations for reallocation of Budget Analyst resources. Supervisors Ammiano, Daly, Ma, Maxwell, McGoldrick, Peskin presented. RECEIVED AND ASSIGNED to Finance Committee.

030153 **[City and School District Off-Site Meeting]**

Motion ordering the City and School District Committee meetings of the Board of Supervisors be held at the Irving G. Breyer Board Meeting Room, Board of Education, 555 Franklin Street, First Floor, San Francisco, on April 16, June 18, August 20, October 15, and December 17, 2003 at 3:00 P.M.; and directing the Clerk of the Board to prepare the proper notices and postings. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030154 **[Rules of Order to limit three unexcused absences for Supervisor from Commitee]**

Motion amending the Rules of the Board of Supervisors to provide that if a Supervisor has more than three unexcused absences from a Committee during a six-month period, the Supervisor shall have vacated the Committee position, and the President shall be requested to fill the Committee vacancy. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

PROPOSED ORDINANCES

030034 [Campaign Finance Reform Amendments of 2003]

Ordinance amending Article I, Chapter 1 of the Campaign and Governmental Conduct Code by amending sections 1.104, 1.114, and 1.148 to clarify and consolidate definitions; amending section 1.106 to clarify that State law is incorporated; amending section 1.108 to clarify that it applies only to candidates; amending section 1.110 to provide the Ethics Commission discretion to provide additional office hours prior to an election and to conform to minimum state law record retention periods; amending section 1.114 to apply contribution limits to affiliated entity contributions, to authorize the Ethics Commission to determine when contributions must be returned and to reduce or waive forfeiture penalties, and to clarify that limits apply to special elections; amending section 1.116 to extend loan limitations to candidates for all City elective offices and to authorize the Commission to adjust these amounts; amending section 1.122 to clarify that campaign funds may be used for officeholder expenses, to provide that certain surplus funds may be donated to charity, and that contributions transferred between a candidate's committees must be attributed to specific contributors; deleting section 1.124 on money laundering because the ordinance already incorporates state law provisions; amending section 1.128 to provide a penalty for violating an agreement to limit campaign spending; amending section 1.130 to clarify that expenditure ceilings apply in special elections and to reflect that spending limits have been adjusted for inflation; amending sections 1.134 and 1.152, deleting section 1.146 and adding a new section 1.135 to consolidate and harmonize provisions on lifting the spending limits; amending section 1.140 to correct cross-references, to require that candidates file a statement of intent to participate in public financing, to lower to $5,000 the threshold for qualifying for public financing, and to provide additional time for qualifying for public financing, amending section 1.142 to require filing of statement of intent to participate in public financing program; amending section 1.150 to provide that repayment of public funds shall be made to the Ethics Commission, rather than the Controller, for deposit in the Election Campaign Fund; amending section 1.152 to conform language to other amended sections; amending sections 1.144 and 1.154 to extend the time for the Ethics Commission to determine whether pro-ration is required; amending section 1.162 to clarify that the notice provision applies only to mass mailings; amending section 1.163 to require recordkeeping for recorded telephone messages; amending section 1.164 to clarify references; amending section 1.168 to eliminate language suggesting that persons can obtain immunity if they do not receive a response to a request for advice within a specified period of time; amending section 1.170 to increase the penalties for violations of the Ordinance to $5,000, to incorporate penalties described in section 1.172, and to clarify personal and joint and several liability; deleting section 1.172; and amending section 1.174 to clarify that the department of elections may decline to certify a nomination if a candidate fails to file a statement regarding acceptance or rejection of spending limits. (Ethics Commission) . RECEIVED AND ASSIGNED to Rules and Audits Committee.

030118 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Modesto Irrigation District for Declaratory and Injunctive Relief to Validate Termination of Long-Term Power Sales Agreement; the City and County of San Francisco filed the lawsuit on August 16, 2001 in San Francisco Superior Court (San Francisco Superior Court Case No. 323848). Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Finance Committee.

PROPOSED RESOLUTIONS

030032 [Healthy eating and childhood overweight prevention services]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a grant in the amount of $113,788 from the California Department of Health Services (CDHS) for healthy eating and childhood overweight prevention and to enter into an agreement for the use of these funds; for the period of August 1, 2002 to September 30, 2003. (Public Health Department) . RECEIVED AND ASSIGNED to Health and Human Services Committee.

030035 [Grant - Family literacy program for women prisoners in the county jail]

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of $33,000 from the Zellerbach Family Foundation for providing a family literacy program for women prisoners in the county jail. (Sheriff) . RECEIVED AND ASSIGNED to Health and Human Services Committee.

030082 [Accept - Expend TFCA Regional Funds]

Resolution authorizing the Municipal Transportation Agency to Accept and Expend $1,123,364 of Transportation Fund for Clean Air Regional Funds for the three Capital Improvement Projects: the Transit Bus Traffic Signal Prioritization; Transit Bus Replacement: 15 CNG or Hybrid Electric Vehicles; and Bicycle Racks - Installation of Bicycle Racks on 50 Vehicles. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

41 Library
100 Larkin Street
Government Information Center

Requested Granted

From: Supervisor Hall
To: Director, CalTrans
Requesting/Inquiring: What plans or proposals does CalTrans have for the improvement of traffic along 19th Avenue? Does CalTrans intend on moving forward with plans to build an above ground or below ground freeway along 19th Avenue?

From: Supervisor Peskin
To: Controller
To: Director, Airport
Requesting/Inquiring: Inquiring about the spending within the San Francisco International Airport's Capital Budget in the current fiscal year. On July 1, 2002, the Board of Supervisors rescinded unencumbered appropriation authority for airport capital projects and appropriated a portion of that spending authority back to the airport (Ordinance 021068).
Supervisor Peskin requests a mid-year update on spending within this appropriation authority. Specifically, his office requests a report-detailing sub-object spending in each of the appropriation's broad spending categories. His staff, wade Crowfoot, can be contacted to clarify or refine this request.

From: Supervisor Peskin
To: Director, Department of Public Works
Requesting/Inquiring: Inquiring about the feasibility of replacing concrete sidewalks in San Francisco with "rubbersidewalk" material, which may reduce hazards and the need to remove healthy, mature trees due to invasive root growth. Documents' detailing this "rubbersidewalk" material is attached.

From: Supervisor Peskin
To: Director, Department of Environment
Requesting/Inquiring: Inquiring about the status of implementation of the California Integrated Waste Management Board grant awarded to the City to install recycled tire rubber products for outdoor walkways in one of the City's green building pilot projects.

From: Supervisor Ma
To: Building Manager, City Hall
Requesting/Inquiring: To review and report on the status of the City's energy efficiency efforts; including but not limited to, the amount of money and power saved during the past twenty-four months. Also, please report on what programs are currently in place to continue these energy efficiency efforts.

In Memoriams

Michael Gallegos (Supervisor Daly)
Jenette Gurevitch (Supervisors Dufty, Ammiano)
Mary C. Doo (Supervisor Ma)
Marge Haycox (Supervisor Maxwell)
Arden Danekas (Supervisor McGoldrick)

ADDENDUM

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Clerk to Act - Meeting of January 27, 2003

Requested Granted

From: Supervisor Hall
To: Director, CalTrans
Requesting/Inquiring: What plans or proposals does CalTrans have for the improvement of traffic along 19th Avenue? Does CalTrans intend on moving forward with plans to build an above ground or below ground freeway along 19th Avenue?

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To: Controller
To: Director, Airport
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From: Supervisor Ma
To: Building Manager, City Hall
Requesting/Inquiring: To review and report on the status of the City's energy efficiency efforts; including but not limited to, the amount of money and power saved during the past twenty-four months. Also, please report on what programs are currently in place to continue these energy efficiency efforts.

***
From: Supervisor McGoldrick
To: City Attorney
Requesting/Inquiring: To draft ordinance appropriating a set amount of SFPD budget to be used specifically for and limited to enforcement of moving traffic violations such as running red lights and stop signs, exceeding the speed limit, and failure to yield to pedestrians.

In Memoriams

Michael Gallegos (Supervisor Daly)
Jenette Gurevitch (Supervisors Dufty, Ammiano)
Mary C. Doo (Supervisor Ma)
Marge Haycox (Supervisor Maxwell)
Arden Danekas (Supervisor McGoldrick)

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100 Larkin Street
Government Information Center

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4/03

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
February 4, 2003

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

030099 [Extending annual condominium conversion limitation]

Ordinance amending the San Francisco Subdivision Code Article 9, Section 1396 to extend the annual condominium conversion limitation for two additional years and providing for the conversion of specified buildings where a property owner submitted a subdivision application on or before January 21, 2003. TRANSFERRED to Land Use Committee.

030199 [Revising graffiti clean-up requirements for property owners and revising enforcement and abatement procedures where property owners fail to remove graffiti]

Ordinance amending Article 23 of the San Francisco Public Works Code by amending Sections 1302 through 1306, and adding a new Section 1307 to declare graffiti a public nuisance, eliminate the duty of the Director of Public Works to remove graffiti at no cost to property owners upon consent from the property owner, streamline review hearing procedures, and making technical corrections to, and renumbering renumber existing Sections 1307 through 1309 as Sections 1308 through 1310. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

030203 [Dogpatch Historic District]

Ordinance amending the Zoning Map of the City and County of San Francisco to indicate the Dogpatch Historic District, the location and the boundaries of which are generally between Indiana and Third Street, odd and even addresses, from 18th to Tubbs Street, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Transportation and Commerce Committee

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022033 **[Grant Applications]**

Ordinance amending San Francisco Administrative Code Section 10.170 to provide that all grant applications submitted by the City requesting funding for fifty thousand dollars or more shall be subject to approval by the Board of Supervisors by resolution, except for grant funds approved by the Mayor and the Board of Supervisors in the annual budget. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

Resolutions

030181 **[Urging End to Discrimination in Marriage Law]**

Resolution urging Governor Gray Davis and the California State Legislature to end discrimination against lesbian; gay; bisexual, and transgender people by repealing discriminatory marriage laws in California. Supervisors Ammiano, Daly, Dufty, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030182 **[Urging Exemption of Solar Energy Systems]**

Resolution urging the California Public Utilities Commission to exempt all solar energy systems from exit fees and pursue policies that promote solar and other renewable energy sources. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030184 **[Layoffs]**

Resolution urging all San Francisco city departments in their budget plans to consider layoffs of temporary employees prior to those of permanent employees. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget Committee.

030186 **[Commend Community News Service]**

Resolution commending Community News Service for their Black History Month programming. Supervisors Gonzalez, McGoldrick presented. ADOPTED.

030187 **[Recognizing John Sinclair]**

Resolution recognizing John Sinclair. Supervisor Gonzalez presented. ADOPTED.

030188 **[Confirming the re-appointment of Benny Yee to the San Francisco Redevelopment Agency]]**

Resolution confirming the re-appointment of Benny Yee to the San Francisco Redevelopment Agency for a four-year term ending September 3, 2006. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030189 **[Confirming the appointment of Ben Hom to the San Francisco Port Commission]**

Resolution confirming the appointment of Ben Hom to the San Francisco Port Commission, for a four-year term ending May 1, 2006. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030190 **[Confirming the re-appointment of Leroy King to the San Francisco Redevelopment Agency]**

Resolution confirming the re-appointment of Leroy King to the San Francisco Redevelopment Agency for a four-year term ending January 3, 2006. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030191 **[Confirming the re-appointment of Michael Hardeman to the San Francisco Port Commission]**

Resolution confirming the appointment of Michael Hardeman to the San Francisco Port Commission for a four-year term ending May 1, 2006. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030193 **[Expenditures from Zygmunt Arendt Estate]**

Resolution amending Resolution Number 302-99, which approved the following recommendations from the Executive Director of the Department of Human Services for expenditures from the Zygmunt Arendt estate: 1) to distribute the portion of the bequest designated for the most needy seniors and disabled children to organizations that serve those groups; and 2) to distribute the portion intended to assist the poor and needy on special supportive services for indigent adults participating in self-sufficiency programs who are otherwise ineligible for MediCal-funded services, such as dental, eye and medical care, and other basic needs not funded through existing programs; by approving modified recommendations from the Executive Director of the Department of Human Services as follows: 1) to allocate the portions designated for the poor and needy people of San Francisco and the most needy seniors for housing and related services for those designees. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030194 [Dissolving the Mayor's Criminal Justice Council]

Resolution repealing Resolutions Nos. 89-71, 286-71, 359-71, 360-71, 608-71, 14-72, 578-72, 510-73, 934-74, 126-77, 26-78, 704-78, 412-82, 345-89, and 414-89, to dissolve the "Mayor's Criminal Justice Council." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030195 [Commend Raja Rahim]

Resolution commending Raja Rahim and other 2002 California Peace Prize awardees for their commitment and achievements in preventing violence in their communities and improving the health of the people of California. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030197 [Funding SF Ferry Service]

Resolution in support of funding future San Francisco ferry service from a portion of new state bridge toll revenues and San Francisco County sales tax extension revenues, and supporting the San Francisco Bay Area Water Transit Authority's Implementation and Operations Plan for creating those ferry services. Supervisors Newsom, Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030202 [US Flag Cruise Ships]

Resolution urging the drafting of legislation to provide for foreign-built, U.S.-flag cruise ships in the coastal United States similar to the Inouye amendment for Hawaii. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030205 [Mixed use at 10th and Market Streets]

Resolution endorsing the concept of a mixed-use development project at 10th and Market Streets including affordable and market rate housing and a new City office building, and directing City staff to identify the key terms and conditions of agreements effectuating such a project. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030161 [Accept- Expend State Grant]

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in the amount of approximately $178,750 from the California Energy Commission to support a peak load reduction project at Moscone Convention Center. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030162 [Accept- Expend State Grant]

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in the amount of approximately $2,127,054 from PG&E's Self-Generation Incentive Program to support a Design-Build contract for a renewable energy solar power plant project at the Moscone Convention Center. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030133 [Loan application relating to the renovation of the San Francisco Marina]

Resolution certifying the need for the renovation of the San Francisco Marina Small Craft Harbor; requesting a loan from the California Department of Boating and Waterways to finance the renovation of the San Francisco Marina Small Craft Harbor; approving the form of the loan application documentation and authorizing the submission of such documentation to the California Department of Boating and Waterways; and ratifying and approving actions taken in connection with the submission of the loan application. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Neighborhood Services and Recreation Committee.

Requests for Hearing

030185 [Community Courts system of appeals for citations issued by DPW]

Hearing on the use of the Community Courts system of appeals for citations issued by the Department of Public Works' Environmental Control Officers. Supervisors McGoldrick, Dufty, Peskin, Ma presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030198 [Status of Entertainment Commission]

Hearing to review the upcoming implementation of the San Francisco Entertainment Commission, as approved by voters in November 2002. This hearing will focus on the progress made by a working group of City departments that has recently been convened to complete tasks necessary to initiate the Commission. The hearing will also explore additional steps that must be taken to implement the Commission by July 2003. Supervisors Peskin, Dufty presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030200 [Ethics Commission Public Disclosure Regulations]

Hearing regarding public disclosure regulations at the Ethics Commission. This hearing will review the freedom that employees of the Commission have to communicate with members of the public, considering recent administrative disciplining of Commission staff members. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030201 [Cable Television Franchise]

Hearing to consider benefits to the City and to subscribers relative to the City's granting of cable television franchises, in particular, public education and government (PEG) access channels and institutional networks (I-NETS). Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

Motions

030175 [Amend Rules of Order - Committee Size]

Motion amending the Rules of Order of the Board of Supervisors of the City and County of San Francisco, by amending Section 5.12 to provide that all standing and special committees shall be comprised of three Supervisors. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030176 [Appointment, Public Utilities Commission]

Motion approving the Mayor's re-appointment of Ashok Bhatt to the Public Utilities Commission, for the term ending January 15, 2007. (Mayor) . RECEIVED AND ASSIGNED to Rules and Audits Committee.

030177 [Appointment, Public Utilities Commission]

Motion rejecting the Mayor's re-appointment of Ashok Bhatt to the Public Utilities Commission. (Mayor) . RECEIVED AND ASSIGNED to Rules and Audits Committee.

030178 [Appointment, Public Utilities Commission]

Motion taking no position concerning the Mayor's re-appointment of Ashok Bhatt to the Public Utilities Commission, for term ending January 15, 2007. (Mayor) . RECEIVED AND ASSIGNED to Rules and Audits Committee.

030180 [Amending Rules 3.7 and 3.8 of the Rules of Order governing the reporting of legislation from Board Committees to the Board]

Motion amending Rules 3.7 and 3.8 of the Rules of Order of the Board of Supervisors to provide that Board Committees have until 9:00 a.m. on Thursdays to report legislation to the Board for the following Tuesday's Board meeting, except that legislation reported by the Rules Committee at a Wednesday meeting must be submitted to the Clerk by 12:00 noon that day to be considered at the following Tuesday's meeting. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Rules and Audits Committee.

030183 [Establish West Geary Boulevard Working Group]

Motion establishing the West Geary Boulevard Working Group to review and analyze proposals for changes in land use and transportation along the Geary corridor west of Van Ness Avenue, including, but not limited to the Municipal Railway's "Visions for Rapid Transit in San Francisco," former Supervisor Leno's proposal for "Trans-Oriented Neighborhood Commercial Districts and Transit Intensive Special Use Districts," and to develop a consensus document exploring the advisability of increases in density along the Geary corridor west of Van Ness with corresponding improvements in transit service and other related neighborhood improvements, and recommending steps to realize such improvements. Supervisor McGoldrick presented. TRANSFERRED to Land Use Committee.

030192 [Establishing San Francisco Zoo Audit Select Committee]

Motion creating a San Francisco Zoo Audit Select Committee. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

030204 **[Legislative Analyst Budget Consideration]**

Motion directing the Office of the Legislative Analyst to provide budget-related staff support to the Budget Committee and to provide a list of potential cost-saving measures resulting from this and other work to the Budget Committee for their consideration. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

030081 **[Parking Regulations, Blanken Avenue]**

Ordinance deleting Section 28.5.5 of the San Francisco Traffic Code restricting certain vehicles over 6,000 pounds on Blanken Avenue between Bayshore Boulevard and Tunnel Avenue. (Parking and Traffic Department) . TRANSFERRED to Land Use Committee.

030167 **[Patient Rates]**

Ordinance amending Section 128 of the San Francisco Health Code to revise selective patient rates for Mental Health services furnished by the Department of Public Health, retroactive to July 1, 2002, and to revise the passport application fee effective upon approval of this ordinance. (Public Health Department) . RECEIVED AND ASSIGNED to Finance Committee.

030159 **[Appropriate bond interest earnings for construction of the Asian Art Museum]**

Ordinance appropriating $2,251,170 in interest income from the 1994 Asian Art Museum Relocation Project Bond - Series 1996E and $1,491,120 in interest income from the 1994 Asian Art Museum Relocation Project Bond - Series 1999D for a total of $3,742,290 for construction costs to seismically upgrade and make various improvements and build outs to the Old Main Library building for the Asian Art Museum for fiscal year 2002-03. (Controller) . RECEIVED AND ASSIGNED to Finance Committee.

PROPOSED RESOLUTIONS

030128 **[Training programs for clinical and related professionals]**

Resolution authorizing the San Francisco Department of Public Health, Community Health Network of San Francisco, Laguna Honda Hospital (CHN, LHH) to enter retroactively into an amendment to a contract agreement with The Board of Trustees of the Leland Stanford Junior University (STANFORD), the primary contractor, and expend funds in the amount of $5,000 for research services; for the period of July 1, 2002 to June 30, 2003. (Public Health Department) Supervisor Dufty presented. TRANSFERRED to City Services Committee.

030147 **[Public Auction of Tax-defaulted Property]**

Resolution authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property. (Treasurer-Tax Collector) . RECEIVED AND ASSIGNED to Finance Committee.

030161 **[Accept- Expend State Grant]**

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in the amount of approximately $178,750 from the California Energy Commission to support a peak load reduction project at Moscone Convention Center. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030162 **[Accept- Expend State Grant]**

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in the amount of approximately $2,127,054 from PG&E's Self-Generation Incentive Program to support a Design-Build contract for a renewable energy solar power plant project at the Moscone Convention Center. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030163 [Accept-Expend Grant]

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $95,033 through the California Department of Justice for a program entitled "Spousal Abuser Prosecution Program." (District Attorney) Supervisor Dufty presented. TRANSFERRED to City Services Committee.

030165 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Gennessee Street and Joost Avenue, stopping Gennessee Street and Joost Avenue, making this intersection an all-way STOP;
Castro Street, stopping northbound Castro Street at Bemis and Sussex Streets;
Milton I. Ross Street and Jerrold Avenue, stopping both eastbound and westbound Milton I. Ross Street; and
Lettuce Lane and Jerrold Avenue, stopping eastbound Lettuce Lane at Jerrold Avenue. (Parking and Traffic Department) . TRANSFERRED to Land Use Committee.

030166 **[Parking Regulations, Various Locations]**

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Russian Hill Place, east side, from Vallejo to 15 feet northerly.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Point Lobos Avenue, south side, from 40th Avenue to 80 feet westerly (adjacent to center roadway island).

TOW-AWAY, NO PARKING ANYTIME, 10 PM - 6 AM, EVERYDAY - ESTABLISH
Executive Park Boulevard, east side, between Alana Way and Blanken Avenue.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Ervine Street, west side, from Wilde Street to 346 feet southerly;
South Park Avenue, both sides, from 2nd Street to 125 feet westerly; and
South Park Avenue, both sides, from 3rd Street to 125 feet easterly.

TWO-HOUR PARKING TIME LIMIT, 9 AM - 5 PM, MONDAY THROUGH FRIDAY - ESTABLISH
18th Street, both sides, between 3rd and Tennessee Streets.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
7th Street, west side, from 48 to 76 feet north of Townsend Street (accommodates six unmetered motorcycle parking spaces); and

UNMETERED MOTORCYCLE PARKING - ESTABLISH
8th Street, east side, from Division Street to 10.5 feet northerly (accommodates three unmetered motorcycle parking spaces).

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 8 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
17th Street, both sides, between Shrader and Stanyan Streets (4900 block).

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - RESCIND
Rose Street, north side, from Market Street to 26 feet westerly.

RESIDENTIAL PERMIT PARKING AREA "X" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Arkansas Street, east side, from 50 feet south of 17th Street to Marioposa Street (100 block, starting with address #113); and
Arkansas Street, west side, between 17th and Mariposa Streets (100 block).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
25th Street, both sides, between Church and Dolores Streets (3800 block);
Church Street, both sides, between 25th and Clipper Streets. (portion of the 1300 block);
Fair Oaks Street, both sides, between 21st and 22nd Streets (Unit block); and
Valencia Street, east side, from 22nd to 23rd Streets (1100 block).

(Note: The meters will not be removed and Residential Permit Parking signs will not be installed on Valencia Street.)
(Parking and Traffic Department). TRANSFERRED to Land Use Committee.

030168 **[Accept-Expend State Grant]**

Resolution authorizing the Department of the Environment to retroactively accept and expend a grant in the amount of $9,765.23 from the California Integrated Waste Management Board for assistance in the development of markets for recycled and re-manufactured products. (Environment). TRANSFERRED to City Services Committee.

Clerk to Act - Meeting of February 4, 2003

Board Minutes for January 8, 2003 and January 13, 2003 approved.

Requested Granted

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To report on the feasibility of painting red lines - "No Parking Lines" - on the corners of Moneda Way and Farragut. Also, requesting the Clerk of the Board send a carbon copy of this letter to:
Naty Magpantay, 1 Moneta Way, San Francisco, 94112

From: Supervisor Sandoval
To: City Attorney
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To report on the procedure that must be followed to increase the fee assessed for valet parking permits and the different types of valet parking permits that are offered.

From: Supervisor Hall
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To deliver copies of any traffic studies in the Stonestown Mall area performed by the Department in the last five years.

From: Supervisor McGoldrick
To: Ted Gaebler
Requesting/Inquiring: Requesting the Clerk of the Board work with Ted Gaebler's Office, author of Reinventing Government, on having Ted Gaebler speak to the Board as a Committee of the Whole.

In Memoriams
Paul Riofski (Supervisor Peskin)
Rodger Zeman (Supervisor Peskin)
Rose Devincenzi (Supervisor McGoldrick)
Jean McClatchy Bricker (Supervisor Newsom)
Lou Silver Harrison (Supervisors Ammiano, Dufty)
Dr. Samuel D. McFadden (Supervisor Newsom)

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Legislation Introduced
Including All Off-Calendar Items
February 11, 2003

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

030221 [Residential Rentals]
Ordinance amending Administrative Code Chapter 49 "Security Deposits for Residential Rental Property," by amending Section 49.2 to provide that the annual landlord interest payments on security deposits shall be calculated at the interest rate in effect when an annual interest payment is due, and that any required pro rata interest payment shall be calculated at the interest rate in effect when that pro rata payment is due. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

030224 [Appropriation - Assessor-Recorder's Office]
Ordinance appropriating $287,583 in surplus recording fees and re-appropriating $269,128 in equipment, materials and supplies and professional services for a total of $556,771, to cover shortfalls in salaries and services of other departments and for temporary salaries in fringes to address the backlog of deed processing, appraisals, permits, appeals in the Assessor-Recorder's Office for fiscal year 2002-03. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Finance Committee.

Resolutions

030219 [Amended Power Purchase Contract]
Resolution approving an amended contract with Calpine Energy Services for the purchase of electricity through June 30, 2006. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030220 [International Museum of Women]
Resolution exempting the potential lease of Pier 26 and Pier 24 annex to the International Museum of Women from the competitive bidding policy set forth in Administrative Code Section 2.6-1. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030225 [Medical Marijuana Awareness Week]
Resolution declaring February 15 through 22, 2003 as "Medical Marijuana Awareness Week" in San Francisco. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030226 **[Commend SF Police Officers - Mission Station]**

Resolution to commend the Officers of the San Francisco Police Department, Mission Station, for outstanding police work in apprehending a significant possible suspect in the recent spade of Noe Valley Neighborhood Home Burglaries. Supervisor Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030238 **[Commend Black History Month]**

Resolution commending the recognition of Black History Month. Supervisors Maxwell, Dufty, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030240 **[Commend Papillon III San Francisco]**

Resolution commending Papillon III San Francisco for its dedication and commitment to celebrating San Francisco's multicultural traditions. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030241 **[Commend Helen Sause]**

Resolution commending Helen Sause upon her retirement from the San Francisco Redevelopment Agency and for her numerous contributions to the City and County of San Francisco. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030242 **[BART Board of Directors Appointment - District 7]**

Resolution urging the BART Board of Directors to appoint a San Franciscan to the Board's currently vacant District 7 seat, due the essential role of San Francisco to BART and BART's critical role in San Francisco's transportation network. Supervisors Peskin, Maxwell, Hall, Dufty, McGoldrick, Daly, Newsom, Ma, Sandoval, Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030237 **[911 Digital Technology]**

Resolution urging the Office of the District Attorney, the San Francisco Police Department, the Department of Telecommunications and Information Systems, the Emergency Communications Department, and the Department on the Status of Women to collaborate in order to consider and make recommendations on the advantages of bringing 911 digital technology to the City and County of San Francisco as another viable medium of combating domestic violence. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

030222 **[Performance measures and timeline for pending work in the Assessor's Office]**

Hearing to analyze backlog of work of the Assessor's Office; (2) financial impacts of said backlog; and (3) analyze and establish performance timelines and performance measures for that office. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Finance Committee.

030223 **[Labor Negotiations]**

Closed session hearing to consider the positions of the City's labor negotiating teams and the timeline for memoranda of agreement to be developed and approved at the Board of Supervisors. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030208 **[Hearing - Presentation on Exploitation of Youth.]**

Hearing before the full Board of Supervisors to regarding the presentation of the recommendations from Task Force to End the Exploitation of Youth. (Clerk of the Board) . ASSIGNED to Board of Supervisors.

030209 **[Hearing - Presentation on Reinventing Government]**

Hearing before the full Board of Supervisors regarding the presentation of Ted Gaebler, author of Reinventing Government. (Clerk of the Board) . ASSIGNED to Board of Supervisors.

Motions

030217 **[Needle Exchange Emergency]**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030218 **[Legislative Analyst Request]**

Motion directing the Office of Legislative Analyst to process suggestions by City employees on reducing or eliminating City expenditures and reporting their recommendations to the Finance Committee. Supervisor McGoldrick presented. ASSIGNED to Board of Supervisors.

030239 **[Committee of the Whole - Presentation on Reinventing the Government]**

Motion scheduling a Committee of the Whole on February 25, 2003, at 3:00 p.m. to hear Ted Gaebler, author of Reinventing Government. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030227 **[Committee of the Whole - Exploitation of Youth]**

Motion scheduling a Committee of the Whole for February 25th, 2003, at 3:00 p.m. to hear a presentation of the recommendations from Task Force to End the Exploitation of Youth. Supervisors Ammiano, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

030155 **[1250 Haight Street - Special Use District to create Haight Street Senior Affordable Housing]**

Ordinance amending the San Francisco Planning Code by adding Section 249.23 to create a Senior Affordable Housing Special Use District of a property described as Assessor's Block 1234, Lots 11 and 14, located at 1250 Haight Street, on the north side, between Lyon Street and Central Avenue; and adopting findings pursuant to Planning Code Section 101.1. (Planning Department) . TRANSFERRED to Land Use Committee.

030156 **[1250 Haight Street - Special Use District to create Special Height Exception for the Haight Street Senior Affordable Housing]**

Ordinance amending the San Francisco Planning Code by adding Section 263.16 to create a special height control for the Haight Street Senior Affordable Housing Special Use District of a property described as Assessor's Block 1234, Lots 11 and 14, located at 1250 Haight Street, on the north side, between Lyon Street and Central Avenue; and adopting findings pursuant to Planning Code Section 101.1. (Planning Department) . TRANSFERRED to Land Use Committee.

030157 **[1250 Haight Street - Zoning Map Change from RM-1 to RM-1 and Haight Street Senior Affordable Housing SUD]**

Ordinance amending the Zoning Map of the City and County of San Francisco for change in property use classification of a property described as Assessor's Block 1234, Lots 11 and 14, located at 1250 Haight Street, on the north side, between Lyon Street and Central Avenue, from an RM-1 (Residential, Mixed, Low Density) District to an RM-1 (Residential, Mixed, Low Density) District and the Haight Street Senior Affordable Housing Special Use District; and adopting findings pursuant to Planning Code Section 101.1. (Planning Department) . TRANSFERRED to Land Use Committee.

030158 **[1250 Haight Street - Zoning Map Change from 40-X to 40-X and 60-X Height and Bulk District]**

Ordinance amending the Zoning Map of the City and County of San Francisco for change in property height classification of a property described as Assessor's Block 1234, Lots 11 and 14, located at 1250 Haight Street, on the north side, between Lyon Street and Central Avenue, from 40-X Height and Bulk District to 60-X Height and Bulk District; and adopting findings pursuant to Planning Code Section 101.1. (Planning Department) . TRANSFERRED to Land Use Committee.

PROPOSED RESOLUTIONS

030160 **[Accept-Expend Foundation Grant]**

Resolution authorizing the Department of Environment to accept and expend a grant in the amount of $15,000 from the San Francisco Foundation for providing technical assistance to schools that are starting and maintaining organics waste collection programs. (Environment) Supervisors Dufty, Ma presented. TRANSFERRED to City Services Committee.

030211 **[Accept- Expend Federal Grant]**

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in the amount of $50,000 from the U.S. Department of Energy for the promotion of renewable energy through the Million Solar Roofs Grant Program. (Public Utilities Commission) Supervisors Dufty, Ma presented. TRANSFERRED to City Services Committee.

030214 **[Accept-Expend Gift]**

Resolution authorizing the San Francisco Public Library to accept and expend a gift in the amount of $52,000 from the Friends and Foundation of the San Francisco Public Library for the James C. Hormel Gay and Lesbian Center. (Public Library) Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to Neighborhood Services and Recreation Committee.

Clerk to Act - Meeting of February 11, 2003

Requested Granted

From: Supervisor Newsom
To: Department of Public Health
Requesting/Inquiring: Inquiring about the status of the Feasibility Study Overview of the Trauma Center Air Medical Access program specifically:

- What are the trends in Level I Trauma utilization in the past decade in the City and County of San Francisco as well as neighboring counties?
- What are the projected levels of Level I Trauma use over the next decade given what we know about trauma service utilization in San Francisco and comparable urban areas?
- What does the medical and health service literature say about cost effectiveness of helicopter services in other urban American cities?
- How would the adoption of a Trauma Center Air Medical Access program impact SFGH's Emergency Department in light of its current challenges in delivering emergency medical services and, more specifically, the fact that SFGH goes on diversion 40% of the time to other patients including many SF residents?
- What is the proposed timeline to operationalize a Trauma Center Air Medical Access program?
- What efforts have been made to update the community members residing near San Francisco General Hospital on the feasibility of launching a Trauma Center Air Medical Access program?
- Is the San Francisco General Hospital coordinating its long range planning efforts in conjunction with its response to Senate Bill 1953, the Hospital Seismic Safety Act and other regulatory requirements?

From: Supervisor Newsom
To: Director, Mayor's Office of Criminal Justice
Requesting/Inquiring: Inquiring of any efforts being taken by MCJC to fully incorporate the domestic violence module into the JUS.T.I.S. Governance Council, and in particular, any budgetary actions being planned for the support of this module in the FY 2003-04 proposed budget.

From: Supervisor Maxwell
To: Department of Parking and Traffic
Requesting/Inquiring: To conduct a traffic study at the intersections of Delta and Harkness and Mills and Harkness. Specifically, Supervisor Maxwell would like DPT to investigate and explore remedies to ensure the safety of the students and parents utilizing these intersections. In particular, DPT should consider the installations of "School Crossing" signage and painting "large yellow stripping" at these intersections. Students, parents and teachers from El Dorado Elementary School heavily utilize these intersections to and from school.

Supervisor Maxwell request that this report is provided to her office by March 31, 2003.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To draft legislation to increase small business participation in City contracting. Supervisor Maxwell proposes creating a City requirement that City departments achieve an annual 25% small business participation level in City contracting, mirroring the State requirement stipulated in Executive Order D-37-01.

In Memoriams

Hanna Fromm (Supervisor Ma)
Carlos Perez (Supervisor Newsom)
Noriko Sawada Bridges Flynn (Supervisor Peskin)
Manda Tessmann (Supervisor Ma)

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Legislation Introduced
Including All Off-Calendar Items
February 18, 2003

OFF-AGENDA LEGISLATION

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Ordinances

030267 **[Funding for emergency removal and repair of Drydock #1]**
Ordinance re-appropriating $2,000,000 of Port surplus capital funding from projects that have been completed, funded by a grant source, or that are low priority to fund contractual obligations for emergency removal and repair of Drydock #1 for the Port or fiscal year 2002-03, allowing for retroactivity. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030271 **[Passenger-Carrying Commercial Motor Vehicle Restrictions]**
Ordinance adding Sections 1184 and 1184.1 to the San Francisco Police Code to prohibit commercial motor vehicles with seating capacity for twenty-five or more passengers from certain streets and areas, and establishing 6th Avenue between Kirkham Street and Lincoln Way as a restricted area. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Land Use Committee.

030244 **[Funding for the Municipal Transportation Agency for capital projects.]**
Ordinance appropriating $35,506,484 of Breda lease-leaseback revenue to provide funding for capital projects addressing service reliability, accessibility improvements, safety improvements, facility modifications, environmental enhancements, and capacity expansion as identified by the Municipal Transportation Agency for fiscal year 2002-03. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030245 **[Funding for the program management services for PUC capital projects]**
Ordinance appropriating $5,600,000 of fund balance from the Water Department, $560,000 of fund balance from Hetch Hetchy, and $840,000 of fund balance from Clean Water for a total of $7,000,000 for program management services for the Public Utilities Commission's capital projects for fiscal year 2002-03. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

030266 **[Continuation of Public Utilities Commission's contract for Program Management Services]**
Resolution approving Public Utilities Commission's continuation of Agreement No. CS-524, Program Management Services, with the Water Infrastructure Partners (WIP) for a third year. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030268 **[Proclaiming February 19, 2003 Day of Remembrance in San Francisco]**

Resolution proclaiming February 19, 2003 Day of Remembrance in San Francisco to commemorate the grave injustice done to Japanese Americans placed in internment camps during Word War II. Supervisor Sandoval presented. ADOPTED.

030275 **[Accept- Expend State Grant]**

Resolution authorizing the San Francisco Port Commission to accept and expend a grant in the amount of $106,686 from the California Resources Agency - Coastal Impact Assistance Program for the Downtown Ferry Terminal Public Pier Project. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030277 **[Supporting Sustainable Harvesting and Labeling of Seafood]**

Resolution supporting the promotion of sustainable harvesting and labeling of seafood in San Francisco restaurants and markets. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030278 **[Supporting Protection of Chilean Sea Bass]**

Resolution urging the U.S. government to achieve greater protections for Chilean Sea Bass and urging all chefs, retailers, wholesalers and consumers to stop consuming Chilean Sea Bass until action is taken to protect Chilean Sea Bass from extinction. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030279 **[GlaxoSmithKline Boycott]**

Resolution urging GlaxoSmithKline to reconsider its decision to stop distribution of prescription drugs to Canadian pharmacies that sell to U.S. customers. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearings

030270 **[Traffic safety issues surrounding Buena Vista Elementary School]**

Hearing to consider traffic safety issues surrounding Buena Vista Elementary School. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

030272 **[Earned Income Tax Credit]**

Hearing to review the federal program, Earned Income Tax Credit (EITC), and to discuss ways in which to pursue training of City employees in order to maximize access to the EITC for San Francisco residents, including discussion of: (1) Strategies to increase access to services for working people to assist them in claiming their earned tax credits; (2) Role of the City in increasing the flow of federal dollars to local families; (3) Consideration of input from the community service providers that currently provide these services and how the City may support their efforts; (4) How City departments will receive training on assisting eligible individual City workers to access the EITC; (5) Collaborating with the San Francisco United School District, City College of San Francisco, San Francisco State University on this outreach and educational effort; (6) Possible strategies to best reach out to the restaurant and hotel industry employees in order to assist them in claiming their earned tax credits. Supervisor Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

030280 **[Presentation on Exploitation of Youth]**

Hearing to consider the presentation of the Task Force to End the Exploitation of Youth. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

030265 **[Extending Time for Negotiations]**

Motion extending time for negotiations pursuant to Charter Section 11.100. (Mayor) Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030269 **[Canceling the March 11, 2003 Board of Supervisors Meeting]**

Motion canceling the March 11, 2003, regularly scheduled meeting of the Board of Supervisors. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

030146 **[Changing Official Width of Sidewalk]**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section No. 1558 to change the official sidewalk width at the southeast and southwest corners of Woodside and Idora Avenues; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width changes. (Public Works Department). RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

030179 **[Lease of Real Property]**

Resolution authorizing the exercise of a five year option to extend the lease of approximately 25,939 square feet of space at 1390 Market Street for the Department of Public Health. (Real Estate Department). RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act - Meeting of February 18, 2003

Board Minutes for January 21, 2003 approved.

Requested Granted

From: Supervisor Ammiano
To: Police Department
Department of Parking and Traffic
Department of Public Health
Requesting/Inquiring: To send representatives to the City and School District Committee hearing on February 26, 2003 to address traffic safety issues surrounding Buena Vista Elementary School.

From: Supervisor Ammiano
To: Director, San Francisco Housing Authority
Requesting/Inquiring: Inquiring about the feasibility of erecting a permanent fence at the dead end of Anderson Street.

From: Supervisor Ammiano
To: City Attorney
Requesting/Inquiring: To report on the status of November 2002 Prop S Declaration of Policy to explore the possibility of establishing a program whereby the City would grow medical cannabis and distribute it to patients.

From: Supervisor Ammiano
To: Director, Parking and Traffic
Requesting/Inquiring: Requesting a response to proposed traffic safety improvements suggested by the neighborhood surrounding Buena Vista Elementary School and parents of children at the school. (See attached.)

From: Supervisor Hall
To: Mayor's Office of Business and Economic Development
Requesting/Inquiring: To provide a response to the Los Angeles-based Kosmont Cos. and Rose Institute of State and Local Government report which claims San Francisco is the most expensive City in the State of California to do business.

From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: To draft an amendment to the Minority/Women/Local Business Utilization Ordinance that will provide greater possibilities for local businesses to earn city contracts.

From: Supervisor Sandoval
To: BART and CALTRANS
Requesting/Inquiring: Inquiring about the feasibility of installing a fence along the St. Charles overpass leading to the Daly City BART Station for the safety of pedestrians and to prevent items from being thrown onto highway 280 from the overpass.

Also requesting the Clerk of the Board to send a copy of the letter of inquiry and response to:

Jenny Yan
3922 Alemany Blvd.
San Francisco, CA 94112

From: Supervisor Sandoval
To: MUNI
Requesting/Inquiring: Inquiring about installing poles in the sidewalk around the ARCO gas station at the intersection of Geneva and Naples to protect pedestrians and MUNI riders waiting at the bus stop from cars exiting the gas station.

Also requesting the Clerk of the Board to send a copy of the letter and response to:

Frank Tai
70 Oneida Avenue
San Francisco, CA 94112

From: Supervisor Sandoval
To: Public Utilities Commission
Requesting/Inquiring: Inquiring about the reason why there is yellow water coming out of taps in homes located on Pretor Way.

In Memoriams

Elizabeth Dominguez (Entire Board)
Morton Lieberman (Supervisor Dufty)
Hugo Enrique Ireta (Supervisor Dufty)
Dona Elsbernd (Supervisor Hall)
Maurice Eben (Supervisor Peskin)

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Legislation Introduced
Including All Off-Calendar Items
February 25, 2003

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Introduced by Supervisors or Mayor

Ordinances

030301 [Clerical Corrections to Article 10a of the Bus. & Tax Reg. Code]

Ordinance amending Article 10a of the San Francisco Business and Tax Regulations Code by making clerical corrections to Sections 750, 751, 753 and 755.1 and amending Section 10.100-67 of the San Francisco Administrative Code by making clerical corrections to omit text intended to be deleted by Ordinance Number 71-02. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030315 [Fleet Management Program]

Ordinance amending the San Francisco Administrative Code by repealing existing Section 4.10-1 and adding a new Section 4.10-1, to place all City general purpose vehicles under the jurisdiction of the Director of Administrative Services as part of a comprehensive fleet management program. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

030326 [Prohibiting the use of mobile telephones at public performance]

Draft ordinance amending Police Code by adding a new Article 50 to prohibit the use of mobile telephones in places of public performance. Supervisors Daly, Peskin presented. RECEIVED AND ASSIGNED to City Services Committee.

030325 [Residential Rent Ordinance: conform to State Ellis Act amendments Residential Rent Ordinance]

Ordinance (1) conforming the Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37) to State law amendments to the Ellis Act (California Government Code Sections 7060 et seq.), by amending Section 37.9A to provide that, for new tenancies established after December 31, 2002, the same rent control restrictions that were in effect for the unit at the time a notice of intent to withdraw the unit from the rental or leased housing market was filed with the Rent Board remain in effect for any and all new or subsequent tenancies established during the five year period after filing the notice of intent, and for the five year period following actual withdrawal of the unit from the rental or leased housing market; (2) amending Section 37.9A to provide that half of the required relocation payment due to low-income, elderly or disabled tenants is due within fifteen (15) days of the landlord's receipt of the tenant's notice of entitlement, and the remaining half is due when the tenant vacates the unit; (3) amending Section 37.9A to require that an owner notify the Rent Board if the owner disputes a tenant's claim of entitlement to one-year notice due to being elderly or disabled; and, (4) conforming numbering. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

030328 **[Settlement of Unlitigated Claim]**

Ordinance approving settlement of an unlitigated claim by the City and County of San Francisco, acting by and through its Airport Commission, against D. Mitchell Concessions, Inc., by approving a lease of two coffee facilities in the Domestic Terminals and the main restaurant in the International Terminal, to HMSHost Corporation, waiving the competitive solicitation requirement in San Francisco Administrative Code Section 2A.173, and authorizing the Airport Director to execute agreements in furtherance of the foregoing. Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

030226 **[Commend SF Police Officers - Mission Station]**

Resolution to commend the Officers of the San Francisco Police Department, Mission Station, for outstanding police work in apprehending a significant possible suspect in the recent spate of Noe Valley Neighborhood Home Burglaries. Supervisors Dufty, Hall presented. REFERRED to City Services Committee.

030277 **[Supporting Sustainable Harvesting and Labeling of Seafood]**

Resolution supporting the promotion of sustainable harvesting and labeling of seafood in San Francisco restaurants and markets. Supervisor Sandoval presented. REFERRED to City Services Committee.

030278 **[Supporting Protection of Chilean Sea Bass]**

Resolution urging the U.S. government to achieve greater protections for Chilean Sea Bass and urging all chefs, retailers, wholesalers and consumers to stop consuming Chilean Sea Bass until action is taken to protect Chilean Sea Bass from extinction. Supervisor Sandoval presented. REFERRED to City Services Committee.

030300 **[Certification to Accompany Application for State Grant for Richmond Library Expansion and Renovation]**

Resolution certifying project budget, local funding, supplemental funding and public library operations pursuant to the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030304 **[Municipal Transportation Agency leveraged lease-leaseback financing]**

Resolution authorizing the San Francisco Municipal Transportation Agency to proceed with Tranche 2 of the Breda light rail vehicle leveraged lease-leaseback transaction without an obligation to pay broken-deal costs. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

030316 **[Accept- Expend State Grant - Port Commission]**

Resolution authorizing the San Francisco Port Commission to accept and expend a grant in the amount of $143,200 from the State of California San Francisco Bay Natural Resources Protection Trust for the Pier 94 Wetlands Enhancement Project. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030317 **[Urge Governor Davis to sign AB4X, Stage III Child Care Funding]**

Resolution urging Governor Gray Davis to support California's young children, working parents, and small and large businesses by ensuring continued funding for Stage III Child Care by signing AB4X. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030318 **[Commend International Women's Day]**

Resolution commending International Women's Day. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030319 **[Support SB 50 and AB 83]**

Resolution Supporting SB 50 and AB 83 Regulating Bottled Water within California. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030329 [Accept-Expend State Grant - Recreation and Park Department]

Resolution authorizing the Recreation and Park Department to accept and expend a grant in the total amount of $200,000 from the California Department of Parks and Recreation under the Fiscal Year 2000 Park Bond Act: Regional Youth Soccer and Baseball Facilities for the renovation of the Soccer Field at Youngblood Coleman Recreation Center. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030330 [Zero Emission Vehicles]

Resolution urging the California Air Resources Board to (1) maintain the state's zero-emission vehicle (ZEV) production requirement, (2) prevent a near term "ZEV blackout" where no ZEVs are actually required, and (3) provide stronger incentives for high quality hybrid EVs that will provide real "pure zero emission" miles and accelerate the introduction of ZEVs. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030331 [Woodburning]

Resolution urging the residents of the City and County of San Francisco to eliminate or reduce wood burning in residential fireplaces and wood burning stoves as a way to reduce toxic air pollution during the winter months. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030332 [Support Assembly Bill 45]

Resolution supporting Assembly Bill 45, regulating the use of mobile telephones while operating a motor vehicle. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

030302 [Budget Updates]

Hearing to consider budget updates from the Mayor, Controller, Budget Analyst, Legislative Analyst, and City Departments. Supervisors Daly, Peskin presented. RECEIVED AND ASSIGNED to Budget Committee.

030303 [Status of Hospital Liaison Program of the Public Guardian's Office]

Hearing to review the status of the "Hospital Liaison Program" in the Public Guardian's Office. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030308 [California High School Exit Examination]

Hearing to consider the District's efforts to help students meet the requirements of the California High School Exit Examination (CHSEE) pursuant to Education Code Section 6080,the potential impacts of the California High School Exit Examination on various student populations including English language learners, and alternative assessment methodologies under consideration by the District, including assistance from the City Attorney to review legal issues surrounding the CHSEE. Supervisors Ammiano, Ma, Maxwell presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

030309 [SFUSD's Early Childhood Development Program]

Hearing to consider the San Francisco Unified School District's Early Childhood Development Program, including the State and Title I Preschool and the District's full-day preschool program, and objectives of the SFUSD's Excellence for All Five Year Comprehensive Plan related to literacy, kindergarten transition, and academic success and to review the potential impact of the Governor's proposal to reroute Early Childhood Development funding and responsibility from school districts to counties. Supervisors Ammiano, Ma, Maxwell presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

030310 [SFUSD Facilities Master Plan]

Hearing to consider the San Francisco United School District Facilities Master Plan, including assistance currently being provided by the City Architect to complete the plan, and how best to leverage the 2004 series of statewide education facilities bonds, if approved by voters. Supervisors Ammiano, Ma, Maxwell, Dufty presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

030311 [Cost-cutting efforts of the SFUSD]

Hearing to consider recent cost-cutting efforts of the San Francisco Unified School District and the impact of state budget cuts on the District. Supervisors Ammiano, Ma, Maxwell presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

030312 [Cost-cutting proposals]

Hearing to consider cost-cutting proposals by City Departments that could affect the delivery of services to children, including potential cuts to Stage 3 childcare (administered in conjunction with City welfare to work programs) as proposed by Governor Davis. Supervisors Ammiano, Ma, Maxwell presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

030314 [Financial impact of the War on Iraq to the City's Budget]

Hearing to discuss the financial impact of the War on Iraq to the City's Budget, specifically the Police Department, Fire Department and the Office of Emergency Services. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

Motions

030299 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030305 [Budget Direction to the Clerk of the Board of Supervisors and City Departments]

Motion directing the Clerk of the Board of Supervisors to identify and recommend to the Budget Committee potential cuts equaling 10 and 20% of the Board of Supervisors budget, directing the Budget Analyst to develop a budget justification and staffing analysis in consultation with the Fire Department to transfer Chief's Aides to firefighting or other appropriate positions within the Fire Department, directing the Budget Analyst to contact elected officials and department heads in General Fund supported City departments to request proposed cuts equaling 10 and 20% of General Fund supported costs for positions earning more than $90,000 annually and non-essential functions within their administrative budgets, and urging the Director of Human Resources to expand planned job placement assistance programs for City employees who are laid off during the budget process to meet the needs of professional staff, including identifying potential job opportunities in non-General Fund departments and other government agencies. Supervisors Ammiano, Daly, Peskin presented. RECEIVED AND ASSIGNED to Budget Committee.

030313 [Legislative Analyst Request]

Motion requesting the Office of the Legislative Analyst, in consultation with the San Francisco Unified School District, research and report on existing SFUSD teacher salaries compared to California and national averages, adjusted to reflect the cost of living in the Bay Area, and on teacher housing initiatives, including housing subsidies, employed by other jurisdictions. Supervisors Ammiano, Ma, Maxwell presented. ASSIGNED to Board of Supervisors.

PROPOSED ORDINANCES

030207 [2161 Sutter Street - Zoning Map Change]

Ordinance amending the San Francisco Planning Code by adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco for property described as Assessor's Block 0682, Lot 005, approximately 5,156 square feet in area, from an NC-2 (Small-Scale Neighborhood Commercial) District to an RM-3 (Residential, Mixed, Moderate Density) District and adopting findings pursuant to Planning Code Section 101.1. (Planning Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030246 [Surcharge on taxi trips originating at Airport]

Ordinance amending Section 1135 of the Police Code to provide $2 surcharge on taxi fares for trips originating at San Francisco International Airport. (Taxi Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

PROPOSED RESOLUTIONS

030233 [Provide car seats and information to pregnant and parenting teens]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a new grant in the amount of $2,500 from the State of California Department of Health Services (CDHS), to implement a car seat bank program; for the period of December 15, 2002 through January 31, 2003. (Public Health Department) Supervisors Dufty, Ma presented. REFERRED TO DEPARTMENT.

030235 [Cover the Uninsured Week]

Resolution endorsing and supporting Cover the Uninsured Week, encouraging San Franciscans to attend the week's events to offer ideas and recommendations to address the problem of the uninsured, and proclaiming March 10 through 16 "Cover the Uninsured Week" in San Francisco. (Public Health Department) Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

030243 [Ratify Port Emergency Repair Contract]

Resolution ratifying San Francisco Port Commission emergency contract for recovery and repair of marine vessel known as Drydock #1. (Port) . RECEIVED AND ASSIGNED to Land Use Committee.

030247 [Accept-Expend Federal Grant]

Resolution Authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend grant funds made available through the U.S. Department of Justice - Office of Community Oriented Policing for a project entitled "COPS-MORE 2002; Crime Analysis Hardware and Software". (Police Department) Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of February 25, 2003

Board Minutes for January 27, 2003 approved.

Requested Granted

From: Supervisor Sandoval
To: Chief of the San Francisco Police Department
Captain of Taraval Police Station
Requesting/Inquiring: Inquiring about the procedure and protocol, what training is given to officers and how often that training is updated and the protocol between the San Francisco Police Department and the Secret Service that is used when a person is suspected of trying to use counterfeit currency.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft an ordinance to prohibit fingerprinting as a condition of receiving City services unless prescribed by state or federal law.

From: Supervisor Daly
To: City Attorney
Department of Parking and Traffic
Department of Public Works
Requesting/Inquiring:

To the City Attorney: Please draft an ordinance to vacate Jessie Street between 5th and 6th Street.

To the DPT and DPW: Please comment about the proposed street vacation on Jessie Street between 5th and 6th Street.

From: Supervisor Ammiano
To: City Attorney
Requesting/Inquiring: To draft a resolution establishing a Joint San Francisco Unified School District/City and County After School Programs Task Force, including, but not limited to, representatives of the SFUSD, the Department of Children, Youth and Their Families, the Department of Recreation and Parks, the Mayor's Office of Community Development, the Youth Commission and advocates for public education.

From: Supervisor Ammiano
To: City Attorney
Requesting/Inquiring: To draft a resolution urging that the Municipal Transportation Agency, in consultation with the SFUSD, review current expenditures, routing and vehicles used under the SFUSD's contract with Laidlaw and analyze the feasibility of the MTA providing assistance with future Requests for Proposals, contract oversight assistance, including routing oversight, and assistance with analyzing school bus emmissions and alternative fuel bus technology options and urging that the MTA, in consultation with the SFUSD review MUNI routing and schedules on lines frequently used by K-12 students going to and from school.

From: Supervisor Ammiano
To: City Attorney
Requesting/Inquiring: To draft a resolution urging that the Department of Public Works (DPW) and the City Architect, in consultation with the SFUSD, review the SFUSD Facilities Master Plan, and suggest options for Department of Public Works or joint DPW/SFUSD management of construction projects, pursuant to the existing Memorandum of Understanding between the SFUSD and DPW or a new agreement.

From: Supervisor Ammiano
To: Library Commission
Requesting/Inquiring: To report to the Board of Supervisors regarding existing Library Commission support for the SFUSD and proposed programs to supplement SFUSD library staffing and provide collection support.

From: Supervisor Ammiano
To: Director, Department of Human Services
Requesting/Inquiring: To review the 2001 report by the Office of Legislative K-12 social worker support in the SFUSD, and requesting an update of that report including a comparison of existing levels of service to national averages for urban school districts and other school districts in the State of California, and potential funding sources for increased social work support in schools.

From: Supervisor Ammiano
To: Director, Department of Children Youth and Their Families
Requesting/Inquiring: To report, developed in consultation with the Department of Recreation and Parks, the Youth Commission and the SFUSD, regarding existing City and County and SFUSD after school programs and the funding guidelines for Proposition 49, the Before and After School Programs Initiative Statute.

From: Supervisor Ammiano
To: Controller
Requesting/Inquiring: To research and report, in consultation with the SFUSD, on existing per pupil spending in San Francisco public schools compared to national and statewide averages and alternative school financing options employed by or being considered by other jurisdictions and revenue generated, particularly within the State of California.

From: Supervisor Ammiano
To: San Francisco Unified School District
Requesting/Inquiring: To report an update regarding projected costs to implement *Excellence for All Five Year Comprehensive Plan* and related long-range planning goals of the SFUSD, including but not limited to, updates on the following issues: Low Performing Schools (including the STAR Program), Small Schools, Class-Size Reduction, programs for English Language Learners, and Gifted and Talented Educational Opportunities, including the potential for the City to assist the District in meeting these objectives.

In Memoriam
Vicente Pascua (Entire Board)
John Battista Quattrin (Supervisor Hall)
Kevin C. O'Shea (Supervisor Hall)
Michael Moll (Supervisor Ma and Supervisor Daly)
Thomas Vigo (Supervisor Peskin)

41 Library
100 Larkin Street
Government Information Center

DF
90
13
4/03

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
March 4, 2003

DOCUMENTS DEPT.
MAR - 7 2003
SAN FRANCISCO
PUBLIC LIBRARY

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

030347 **[Reauthorizing the Minority/Women/Local Business Utilization Ordinance]**

Draft ordinance amending the San Francisco Administrative Code by amending Chapter 12D.A. thereof (1) to extend the Minority/Women/Local Business Utilization Ordinance to June 30, 2008 in order to remedy identified discrimination against certain Prime MBE/WBE Contractors in City Contracting, to continue the City's policy of protecting Prime LBE Contractors from the economic competitive disadvantage of doing business in San Francisco, and to continue to require City contracting departments to implement MBE/WBE programs mandating Prime Contractors to use good faith efforts to use MBE/WBEs when there are subcontracting opportunities in City Contracts; (2) to repeal Sections 12D.A.6(B)(9), 12D.A.8(3) and 12D.A.9(F) to eliminate the contract set aside program; (3) to revise section 12D.A.17 to include prime general services contracts in the subcontracting program; and (4) to make various technical revisions to the Minority/Women/Local Business Utilization Ordinance to conform it with existing City ordinances and administrative practices. Supervisor Ma presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

030350 **[Hayes-Gough Neighborhood Commercial District]**

Ordinance amending Section 720.40 of the Planning Code to prohibit retail coffee stores in the Hayes-Gough Neighborhood Commercial District; amending Section 720.1 of the Planning Code by adding a new table to describe this prohibition; and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

030351 **[Planning Code Section 312 - Retail coffee store or pharmaceutical and personal toiletries use]**

Ordinance amending Planning Code Section 312 to require that a change in use to a retail coffee store, as defined in Planning Code Section 790.102(n), or to a pharmaceutical and personal toiletries use, as defined in Planning Code Section 790.102(c), or the addition of a prescription drug service where none previously existed within 3 years of an application for an addition, be subject to the notification and review procedures of Section 312, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

030352 **[Parking Meter Rates]**

Ordinance approving parking meter rates. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030353 [Building Code Section 106.3.3 - Curb Cuts and Street Tree Removal]

Ordinance amending the San Francisco Building Code by amending Section 106.3.3 to require proposed curb cuts to be shown on plans and specifications and by adding Section 106.4.1.3 to require curb cut or street tree removal permits required for a project to be approved and issued by the Department of Public Works prior to the issuance of a building permit. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

030354 [Public Education Special Fund]

Ordinance adding Administrative Code Section 10.100-367 to establish the "Public Education Special Fund." Supervisors Daly, Ma presented. RECEIVED AND ASSIGNED to Budget Committee.

030326 [Prohibiting the use of mobile telephones at public performance]

Ordinance amending Police Code by adding a new Article 50 to prohibit the use of mobile telephones in places of public performance. Supervisor Daly presented. ASSIGNED to City Services Committee.

Resolutions

030348 [2003 Mortgage Revenue Draw Down Bonds]

Resolution authorizing the issuance, sale and delivery of City and County of San Francisco Single Family Mortgage Revenue Bonds, Draw Down Series 2003-1, in an aggregate principal amount not to exceed $49,000,000; authorizing the execution and delivery of a Trust Indenture, and a Bond Purchase Contract; Authorizing the Mayor, in consultation with the City Attorney, to make any necessary or advisable modifications, changes, or additions to any of the bond documents and authorizing the execution and delivery of and approving other related documents and actions in connection therewith. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030349 [2003 Mortgage Revenue Single Family Housing Bonds]

Resolution authorizing the issuance, sale and delivery of City and County of San Francisco Single Family Mortgage Revenue Bonds (GNMA and Fannie Mae Mortgage-Backed Securities Program) Series 2003-A in an aggregate principal amount not to exceed $17,635,000; authorizing the execution and delivery of a Trust Indenture, an Origination, Servicing and Administration Agreement, a 2003 Home Mortgage Assistance Trust Agreement, a Bond Purchase Contract, and an Official Statement; Authorizing the Mayor, in consultation with the City Attorney, to make any necessary or advisable modifications, changes, or additions to any of the bond documents and authorizing the execution and delivery of and approving other related documents and actions in connection therewith. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030355 [Induction of Lefty O'Doul to the Baseball Hall of Fame]

Resolution urging the Veterans Committee of the Baseball Hall of Fame to elect Lefty O'Doul to the Baseball Hall of Fame. Supervisors Hall, Peskin, McGoldrick presented. RECEIVED AND ASSIGNED to Rules Committee.

030356 [Renewable Tidal Energy]

Resolution supporting the development of a one megawatt renewable tidal energy pilot project within three years. Supervisors Ammiano, Peskin, Daly, McGoldrick, Sandoval, Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.

030360 [Honoring National Order of the Ancient Order of Hibernians]

Resolution honoring The National Order of the Ancient Order of Hibernians for launching the Hibernian Hunger Project. Supervisors Hall, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030361 [Armenian Genocide Commemoration Day]

Resolution declaring April 24, 2003 Armenian Genocide Commemoration Day in San Francisco. Supervisors Peskin, Ammiano, Gonzalez, Maxwell, Dufty, Daly, Hall, McGoldrick, Ma, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030362 [Gift Acceptance - "Spaceship Earth" Sculpture]

Resolution recommending the acceptance of a gift, "Spaceship Earth" as a sculptural monument to David R. Brower, first Executive Director of the Sierra Club. Supervisors Peskin, Gonzalez, Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030363 [Commend SF Police Department]

Resolution commending the San Francisco Police Department for having been selected to receive a grant award from the U.S. Department of Justice to purchase state-of-the-art crime mapping technology through the federal "Community Oriented Policing Services-Making Officer Redeployment Effective program; and urging the San Francisco Police Department to continue to adopt innovative technology and management strategies; and to adopt an accountability system as the department begins to implement the technology component of CompStat. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030364 [Commend David R. Brower]

Resolution supporting the placement of a sculpture in the City of San Francisco to establish a suitable and permanent memorial in commemoration of the late David R. Brower. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030365 [Funding Levels for Department of Aging and Adult Services]

Resolution urging the Mayor to maintain funding levels for services for older adults and adults with disabilities served by and through the Department of Aging and Adult Services. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030366 [Urge Congress to Pass Filipino Veterans Equity Act]

Resolution urging 108th U.S. Congress to pass HR 677: Filipino Veterans Equity Act of 2003. Supervisors Sandoval, Ammiano, Daly, Gonzalez, McGoldrick, Ma, Dufty, Peskin, Maxwell, Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030367 [Recognize the 3rd Annual Cesar E. Chavez Holiday Parade]

Resolution recognizing the 3rd Annual Cesar Chavez Holiday Parade and Festival on March 30, 2003. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030368 [Commend South of Market Employment Center]

Resolution commending the South of Market Employment Center/Mission Hiring Hall for organizing a successful Resource Job Fair for displaced airport security screeners from San Francisco International Airport. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030369 [Support Establishment of New Mission Campus]

Resolution urging the SFUSD School Board to support the establishment of the City College of San Francisco New Mission Campus to be located at 106 and 110 Bartlett Street. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030370 [Exploitation of Youth Task Force Final Report]

Resolution accepting the recommendations from the Task Force to End the Exploitation of Youth presented at a hearing scheduled February 27, 2003 in the City Services Committee. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearings

030357 [Management Letters, City audit for Fiscal Year 2001-02.]

Hearing to consider the Management Letters related to the City audit for Fiscal Year 2001-02 as presented by the City's external auditors. This hearing is required under Charter Section 9.117. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030358 [San Jose's Blight Ordinance]

Hearing to consider the Legislative Analyst's Report on San Jose's Blight Ordinance. Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules Committee.

020928 [Budget Analyst's Performance Audit on City Planning]

Hearing to receive and discuss the results of Budget Analyst's performance audit of the San Francisco Department of City Planning. Supervisor McGoldrick presented. ASSIGNED to Land Use Committee.

Motions

030321 [Final Map for a 22 Unit Residential Condominium Project]

Motion approving Final Map of 400 Alemany Boulevard, a Residential Condominium Project, being a subdivision of Lot 18, Assessor's Block No. 5843, and adopting findings pursuant to Planning Code Section 101.1. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030359 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

030249 [Settlement of Lawsuit - Paul T. Hare]

Ordinance authorizing settlement of the lawsuit filed by Paul T. Hare against the City and County of San Francisco for $125,000.00; the lawsuit was filed on January 28, 2002 in San Francisco Superior Court, Case No. 403-930; entitled Paul T. Hare v. City and County of San Francisco. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030250 [Increase Lobbyist Fees and Late Filing Fines]

Ordinance amending the San Francisco Lobbyist Ordinance, Article II, Chapter 1, sections 2.110 and 2.145 of the San Francisco Campaign and Governmental Conduct Code, to increase registration fees from $300.00 to $500.00; client fees from $50.00 to $75.00; and late filing fines from $25.00 per day to $50.00 per day. (Ethics Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030251 [Settlement Prior to Binding Arbitration]

Ordinance authorizing settlement of a dispute prior to binding arbitration under Section 23 of the Long-Term Power Sales Agreement with Turlock Irrigation District over San Francisco's right to restrict Turlock's ability to schedule monthly capacity factors; Turlock initiated the Section 23 dispute procedure by written notice dated October 10, 2002. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030273 [Administrative Code Revision: Health Service System]

Ordinance amending Chapter 16, Article XV, of Part 1 of the San Francisco Municipal (Administrative) Code by amending Section 16.703 regarding Board approval of Health Service System Plans and Contribution Rates. (Human Resources Department) . TRANSFERRED to Budget Committee.

030274 [Parking Regulations - Portions of Vallejo Street, between Stockton and Powell Streets]

Ordinance adding Section 32.6.35 to the San Francisco Traffic Code restricting parking on portions of Vallejo Street, between Stockton and Powell Streets to marked police vehicles only for San Francisco Police Department's Central Station. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

030248 [Contract Modification for URS Corporation]

Resolution approving Modification No. 5A to Contract No. 4240.1 with URS Corporation for preparation of environmental impact studies for the proposed runway reconfiguration project for a total contract amount not to exceed $19,741,558. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030287 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "S" (TWO-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
20th Street, both sides, between Church and Sanchez Streets (3900 block).

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Fell Street, south side, from 167.5 feet to 171 feet west of Divisadero Street (in front of 1217 - 1221 Fell Street, accommodates one unmetered motorcycle parking stall) (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030288 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
24th and Tennessee Streets, stopping 24th Street at Tennessee Street;
18th and Danvers Streets, stopping Danvers Street, making this intersection an all-way STOP;
Gough Street at Francisco Street, stopping at Gough Street, making this intersection an all-way STOP;
Octavia Street at Francisco Street, stopping Octavia Street, making this intersection an all-way STOP; and
Alhambra, Francisco and Scott Streets, stopping Scott Street, making this intersection an all-way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030289 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

NO TURN ON RED, 6 AM to 8 PM, DAILY - ESTABLISH
Drumm Street, northbound and southbound, at Sacramento Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED MOTIONS

030281 [Appointment, Entertainment Commission]

Motion approving the Mayor's nomination for appointment of Michael Brown to the Entertainment Commission, term to be determined. (Mayor) . CONTINUED.

030282 [Appointment, Entertainment Commission]

Motion rejecting the Mayor's nomination for appointment of Michael Brown to the Entertainment Commission for the term to be determined. (Mayor) . CONTINUED.

030283 [Appointment, Entertainment Commission]

Motion approving the Mayor's nomination for appointment of Bowman Leong to the Entertainment Commission, term to be determined. (Mayor) . CONTINUED.

030284 [Appointment, Entertainment Commission]

Motion rejecting the Mayor's nomination for appointment of Bowman Leong to the Entertainment Commission for the term to be determined. (Mayor) . CONTINUED.

030285 [Appointment, Entertainment Commission]

Motion approving the Mayor's nomination for appointment of Jordan Schlain to the Entertainment Commission, term to be determined. (Mayor) . CONTINUED.

030286 [Appointment, Entertainment Commission]

Motion rejecting the Mayor's nomination for appointment of Jordan Schlain to the Entertainment Commission for the term to be determined. (Mayor) . CONTINUED.

Clerk to Act - Meeting of March 4, 2003

Board Minutes for February 4, and February 11, 2003 approved.

Requested Granted

From: Supervisor Daly
To: Director, Aging and Adult Services
Requesting/Inquiring: To comment on the Commission on Aging's programs at the Cadillac Hotel, and the current uses of funding appropriated for this purpose.

From: Supervisor Sandoval
To: Fire Department
Requesting/Inquiring: Inquiring about what steps have been taken to investigate whether schools in the San Francisco Unified School District are in compliance with SFFD codes regarding fire exits.

Also requesting the Clerk of the Board send a carbon copy of this letter inquiry and its response to:

San Francisco Unified School District
555 Franklin Street
San Francisco, CA 94102

Mary Harris
President
District 11 Council
127 Granada Avenue
San Francisco, CA 94112

From: Supervisor Sandoval
To: Department of Parking and Traffic
Requesting/Inquiring: Inquiring about the feasibility of establishing a passenger pick up zone during school hours on Alemany Blvd at Santa Rosa Avenue for student pick up at Corpus Christi School and placement of lower speed limit signs for school zones on the same block of the school on Alemany Blvd.

Also requesting the Clerk send a carbon copy of this letter of inquiry and its response to:

Corpus Christi School
Attn: Sister Anna
62 Santa Rosa
San Francisco, CA 94112

Emmanuel Surio
425 Avalon Avenue
San Francisco, CA 94112

From: Supervisor Sandoval
To: Department of Parking and Traffic
Requesting/Inquiring: Inquiring about the feasibility of establishing perpendicular parking on Madrid Street between Peru and Avalon.

Also requesting the Clerk send a carbon copy of this letter of inquiry and its response to:

Iris Ramirez
169 Madrid Street
San Francisco, CA 94112

From: Supervisor Sandoval
To: Department of Public Health
Requesting/Inquiring: Inquiring about the risks to citizens of San Francisco from the West Nile virus, what steps have been taken by the department to minimize these risks, and what information should citizens have to protect themselves from this threat.

Also requesting the Clerk send a carbon copy of this letter of inquiry and its response to:

Lorraine Thompson
18 Mirama Avenue
San Francisco, CA 94112

From: Supervisor Sandoval
To: Karin Carlson, Mayor's Office
Requesting/Inquiring: To report on the progress of making the prohibition of cell phone use while driving city vehicles a top priority in the coming negotiations between the City and various organizations representing City employees as directed by Resolution No. 739-02.

From: Supervisor Sandoval
To: City Attorney
Requesting/Inquiring: To draft legislation requiring the Department of Parking and Traffic to implement traffic calming measures including but not limited to the posting of lower speed limits signs, rumble strips, zebra striping for crosswalks around all schools in San Francisco.

From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: To draft legislation implementing recommendations in the Legislative Analyst's Report on San Jose's Blight Ordinance.

<u>In Memoriams</u>

Margaret Granucci (Supervisor Hall)
Victor John Ramus (Supervisor Newsom)
Pui Chun Ng (Supervisor Peskin)

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BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
March 18, 2003

DOCUMENTS DEPT.

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OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

020295 [Golden Triangle Light Standards as Landmark]
Ordinance Designating The Golden Triangle Light Standards As Landmark No. 233 Pursuant To Article 10, Sections 1004 And 1004.4 of The Planning Code. Supervisor McGoldrick presented. ASSIGNED to Land Use Committee.

020592 [Modifying collection procedures for the Transit Impact, Housing, Child Care, Park and Inclusionary Housing Fees by transferring responsibility for collection and enforcement to the Treasurer]
Ordinance (1) amending the Planning Code by amending Sections 139, 313.1, 313.4, 313.5, 313.6, 313.7, 313.8, 313.9, 313.10, 314.1, 314.4, 315.3 and 315.6 to transfer collection authority for in lieu fees collected for the Park Fund, the Jobs-Housing Linkage Program, Child Care Requirement and the Inclusionary Affordable Housing Program from the Controller to the Treasurer and conform collection procedures for these fees; and (2) amending the Administrative Code by amending Sections 38.1, 38.3, 38.4, 38.5, 38.6, 38.8, 38.8.5, 38.9, 38.10, 38.11 and 38.45 to transfer collection of the Transit Impact Development Fee from the General Manager of the Public Utilities Commission to the Treasurer and conform collection and enforcement procedures for the fee. Supervisor Peskin presented. ASSIGNED to Finance and Audits Committee.

030415 [Administrative Code Revision: Health Service System]
Ordinance amending Chapter 16, Article XV, of Part 1 of the San Francisco Municipal (Administrative) Code by amending Section 16.703 regarding Board approval of Health Service System Plans and Contribution Rates. Supervisor Ma presented. RECEIVED AND ASSIGNED to Budget Committee.

030416 [Funding for lease financing of two asphalt storage silos]
Ordinance appropriating $2,155,617 of lease financing revenues to construct two asphalt storage silos for the Department of Public Works for fiscal year 2002-03; and declaring the City's intent to reimburse itself for such appropriations from the proceeds of a lease-purchase financing. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030419 [Prohibiting towing contractor from owning an interest in other auto-related businesses]
Draft ordinance amending Article 14 of the Traffic Code by amending Section 235 to prohibit the Director of Parking & Traffic from entering a contract for the towing of illegally parked or abandoned vehicles with any person who owns an interest in another auto-related business. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030420 [Specifying that revenues from littering citations issued by DPW environmental control officers go to DPW]
Ordinance amending Section 38 of the Police Code Article to specify that revenues from citations issued by DPW environmental control officers for littering shall be allocated to DPW and used to fund litter enforcement and abatement. Supervisors McGoldrick, Dufty, Maxwell, Ma, Peskin presented. RECEIVED AND ASSIGNED to Budget Committee.

030422 [Environment Code and Precautionary Principle Policy]

Ordinance enacting a new Environment Code by repealing Chapters 12I (Tropical Hardwood and Virgin Redwood Ban); 12S (Ban on Purchase of Motor Vehicle Fuel Containing MTBE); 12T (Transportation of Aggregate Materials); 21A (Resource Conservation); 21F (Environmentally Preferable Purchasing); 21G (Arsenic-Treated Wood); 39 (Integrated Pest Management Ordinance); 82 (Resource Efficiency Requirements; 85 (Healthy Air and Smog Prevention); and 5 (Article XXIII) (Urban Forestry Council) of the San Francisco Administrative Code and by re-adopting these provisions with minor changes, including dissolving the inactive Clean Air Advisory Committee, and adding a Precautionary Principal Policy Statement as Chapter 1 of the Environment Code; and requesting the Planning Commission to initiate amendments to the General Plan to incorporate the Precautionary Principle. (Mayor) Mayor, Supervisor Newsom presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

030424 [Establishing parking violation and late payment penalties]

Ordinance amending the San Francisco Traffic Code by amending Sections 130 and 131 and adding Section 132 to establish fines for parking violations and late payment penalties. (Budget Committee) . RECEIVED AND ASSIGNED to Budget Committee.

030423 [Establishing the powers and duties of the Small Business Commission]

Ordinance amending the San Francisco Administrative Code by adding Section 2A.240, to list the powers and duties of the Small Business Commission, and by repealing Sections 5.120, 5.121, and 5.122, dealing with the former Small Business Commission, and by re-numbering Section 10.100-129 as Section 10.100-333, and providing that the ordinance shall only take effect if a charter amendment creating a Small Business Commission in the Charter is adopted at the November 2003 election. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030472 [Abolishing the Taxi Commission and transferring its powers and duties to the Municipal Transportation Agency]

Ordinance amending the San Francisco Police Code by adding Section 1075.5, to abolish the Taxi Commission pursuant to Charter Section 8A.101(e) and transfer the Commission's powers and duties to the Municipal Transportation Agency. Supervisor Newsom presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

Resolutions

030468 [Youth Soccer]

Resolution urging the Recreation and Park Department, while re-evaluating current practices and policies and policies, to determine the most efficient use of its park space for athletic programs to allow for public usage of the Marina Green for youth to practice soccer. Supervisor Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

030395 [Mortgage Credit Certificates]

Resolution authorizing an application to the California Debt Limit Allocation Committee to permit the issuance of Mortgage Credit Certificates. Supervisors Peskin, Sandoval presented. RECOMMENDED.

030417 [Hunters Point Shipyard Development Authority]

Resolution urging the California Legislature to enact the Hunters Point Shipyard Development Authority Act of 2003. Supervisors Maxwell, Dufty, Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030425 [Gideon 40th Anniversary]

Resolution establishing March 18, 2003 as Gideon Day in commemoration of the 40th anniversary of the decision mandating the right to counsel for all regardless of income. Supervisor Gonzalez presented. ADOPTED.

030427 [COMPSTAT Work Groups]

Resolution urging the San Francisco Police Department, in collaboration with other criminal justice system departments, to create a series of work groups to research and make recommendations on how a COMPSTAT strategy will be implemented in the City and County of San Francisco. Supervisors Newsom, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030434 [Commend Senior Survival School's 10th Anniversary]

Resolution commending Senior Survival School on the occasion of its 10th Anniversary. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030435 [Extend Planning Commission Review Period]

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend Section Maps 8 and 8SU of the Zoning Map of the City and County of San Francisco for the property described as Assessor's Block 3978, Lot 1 (bounded by Rhode Island Street, 17th Street, Kansas Street and Mariposa Street) from M-1 (Light Industrial) to NC-3 (Moderate-Scale Neighborhood Commercial District) and the 17th Street and Rhode Island Grocery Store Special Use Subdistrict and a companion ordinance to amend the Planning Code by adding Section 781.10 to create the 17th and Rhode Island Grocery Store Special Use Subdistrict. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030436 [Proclaim March 2003 Social Worker Month in SF]

Resolution commending the recognition of National Professional Social Worker Month and proclaiming March 2003 as Social Worker Month in San Francisco. Supervisors Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030437 [Endorsing H.R. 40, African-American Reparations Act]

Resolution endorsing House of Representative Resolution 40 (H.R.), Congressman John Conyer's African-American Reparations Act. Supervisors Maxwell, Dufty, Ammiano, Gonzalez, Sandoval, Peskin, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030438 [Assembly Bill 196]

Resolution urging passage of AB 196. Supervisor Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030439 [Extend Juvenile Justice Advisory Committee]

Resolution extending the Juvenile Justice Advisory Committee's term of operation for an additional three months. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030440 [Proposition N Implementation Plans]

Motion directing the Office of Budget Analyst of the Board of Supervisors to anlyze information submitted by the Director of Human Services and/or the Mayor's Office related to plans for implementation of Proposition N, enacted by the voters in November 2002, by July 1, 2003. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030441 [Commend Laborers' International Union of North America]

Resolution commending the Laborers' International Union of North America (LIUNA) for celebrating 100 years of bringing social justice to the American worker. Supervisors Sandoval, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030442 [Commend PUC and OMI/Excelsior Beacon Center]

Resolution commending the Public Utilities Commission and the OMI/Excelsior Beacon Center for helping San Francisco residents reduce their water bills by selling high quality, 1.6 Gallons Per Flush Toilets for only $10 on Saturday, April 5 from 8:00 a.m. to 1 p.m. at the Crocker-Amazon Park, Moscow and Geneva. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030444 [Urge FCC Commissioners to attend a public hearing in SF in April 2003]

Resolution urging the Commissioners of the Federal Communication Commission and Congress members from the Bay Area to attend a public hearing in San Francisco this spring to gather public input on the upcoming changes in rules regarding media ownership by large corporations. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030443 [Senate Bill 333 - Elder Justice Act]

Resolution urging the 108th Congress to pass SB 333: Elder Justice Act to provide coordination of differing federal, state, and local elder abuse programs to better protect and serve our seniors. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030365 [Funding Levels for Department of Aging and Adult Services]

Resolution urging the Mayor to maintain funding levels for services for older adults and adults with disabilities served by and through the Department of Aging and Adult Services. Supervisor Newsom presented. REFERRED to Budget Committee.

Requests For Hearing

030418 [Supervisors/Clerk of the Board's FY 2003-04 Budget.]

Hearing to consider the Board of Supervisors/Clerk of the Board's fiscal year 2003-04 Budget. (Clerk of the Board) . RECEIVED AND ASSIGNED to Budget Committee.

030445 [Equal Access to Services]

Hearing to review the implementation of the Equal Access to Service Ordinance that requires translated materials at City departments and associated costs. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030446 [Fees]

Hearing to discuss the fees charged for City services and permits, to consider the percentage of cost recovery in our fee structures and to discuss proposed fee increases across departments. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030447 [District Based Budgeting]

Hearing to analyze the City's budget in terms of the supervisorial districts, and to discuss proposals to move toward district based budgeting. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030448 [Fines]

Hearing to discuss fines in the City and County of San Francisco and consider fine schedules for various infractions and efforts to successfully collect fines. Also, to evaluate the fine structure for issues such as dumping, traffic violations and building code violations. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030449 [Hospital Financing]

Hearing to evaluate hospital financing in the City and County of San Francisco, and to consider state and federal reimbursement formula at Laguna Honda Hospital and San Francisco General Hospital. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030450 [Information Technology]

Hearing to consider City funding policies for information technology and discuss the benefits and risks of centralization. Also, to explore efforts to expand online payment services. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030451 [Leases of City Office Space]

Hearing to evaluate the financials of city office space leases, discuss the terms and conditions of these leases and efforts to renegotiate them. Also, to assess the City's long term plans for office space. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030452 [Mission Driven Budgeting]

Hearing to discuss the missions of City departments and the success of these departments in meeting Charter requirements of budgeting based on departmental mission statements. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030453 [Nonprofit Contracting]

Hearing to explore departmental contracts with nonprofit organizations, and to discuss issues such as cost of living adjustments, reporting requirements, contract management, and requests for proposals. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030454 [Overtime]

Hearing to review overtime levels at City departments and strategies to reduce excessive overtime. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030455 [Performance Measures]

Hearing to consider performance measures developed by the Controller and required by the City's Performance Review Ordinance, and discuss budgetary solutions to improve departmental performance. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030456 [Public Safety Cost Savings]

Hearing to review opportunities to consolidate certain public safety functions. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030457 [Redevelopment]

Hearing to discuss redevelopment efforts in the City and County of San Francisco and evaluate state law provisions regarding redevelopment areas. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030458 [Special Assistants]

Hearing to examine the role special assistants play in City government, and to review previous efforts of the Board of Supervisors to reclassify special assistants. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030459 [Special/Dedicated Funds]

Hearing to discuss the City's special and dedicated funds, explore spending priorities in the Open Space and Children's Funds, and consider other special funds established in the Administrative Code. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030460 [State and Federal Grants]

Hearing to discuss the role of state and federal grants in the City budget, explore issues related to grant funded positions, changes in state and federal funding, and local match requirements. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030461 [Surplus City Property]

Hearing to discuss plans to sell surplus City property to balance the City's budget, and review implementation of the surplus City property ordinance. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030462 [Travel and Training]

Hearing to review travel and training budgets across departments, determine how much travel and training is essential and review reimbursement policies for travel and training. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030463 [Tax Collection]

Hearing to review tax collection protocols and delinquent business taxes, discuss new collection techniques and strategies to reduce our delinquent tax burden. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030464 [Workers Compensation]

Hearing to review the City's policies on workers compensation and its fiscal impact. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030465 [Day Labor Contract Request for Proposals]

Hearing on the Day Labor Contract Request for Proposals (RFP) process. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030466 [Police Department]

Hearing to consider reports from the Acting Chief of Police, the Office of Citizen Complaints, the Controller and the City Attorney regarding investigative and disciplinary procedures in cases of officer-wrong doing, options to increase accountability and improve compliance with existing regulations and related legal issues; responses to such reports; and related proposals for Police Department reform. Supervisors Ammiano, McGoldrick presented. RECEIVED AND ASSIGNED to Rules Committee.

030470 [Sutro Tower Retrofit]

Hearing to consider the Sutro Tower retrofit. Supervisor Hall presented. RECEIVED AND ASSIGNED to Land Use Committee.

030428 **[Police Department Investigative Procedures]**

Hearing to consider the Legislative Analyst Report on Police Department Investigative Procedures (File 020869) to discern the comparison of policies, best practices and procedures of the top performing homicide divisions of large city Police Departments nationwide. This hearing will examine various technology information systems to determine which model properly fits the City's needs; to examine the prospects of instituting formal training of newly appointed investigators and performance evaluation procedures of investigators; and to consider ways of establishing a compatible system of linking pertinent data bank systems. Supervisors Newsom, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030429 **[Assessment Appeals]**

Hearing to discuss the number of appeals filed to assessments in the City and County of San Francisco, to determine the fiscal impact of these appeals, and to evaluate the capacity of the Assessor and Assessment Appeals Board to respond. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030431 **[City Attorney/Legal Services]**

Hearing to explore the relationship of the City Attorney to City departments in providing legal services, and to review attorney positions in other City departments. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030433 **[Customer Service]**

Hearing to discuss the requirement that departments have customer service plans, and review how budget decisions impact customer service levels. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030432 **[Civic Spaces]**

Hearing to discuss and review maintenance policies of civic spaces, such as Union Square, United Nations Plaza and Civic Center Plaza. Also, to discuss funding levels for maintenance of these civic spaces. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030430 **[Audit Implementation]**

Hearing to review audits issued by the Controller and Budget Analyst and to assess audit implementation at the departmental level. Specifically, to review cost saving measures included in audits. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

Motions

030467 **[San Francisco General Hospital]**

Hearing to review the Management Audit of the Financial Management and Operation Expenditure Controls and Practices of the San Francisco General Hospital prepared by the Budget Analyst. Supervisors Gonzalez, Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

030414 **[Needle Exchange Emergency]**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030421 **[Special Joint Meeting - Board of Supervisors and State Assemblyman Mark Leno]**

Motion setting a joint meeting of the Board of Supervisors and State Assemblyman Mark Leno to be held in the Legislative Chamber at City Hall on May 9, 2003, from 1:00 P.M. to 3:00 P.M. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030469 [Closed Session - Existing Litigation - City as Plaintiff]

Motion that the Board of Supervisors convene in closed session with the City Attorney and the Mayor for the purpose of conferring with, or receiving advice from, the City Attorney regarding the legal ramifications of mechanisms for funding the following litigation filed by the City and County of San Francisco. The litigation involves allegations of fraudulent practices on the part of City contractors involved in building the new international terminal at San Francisco International Airport.

City and County of San Francisco, et al. v. Tutor-Saliba Corporation, et al.
U.S. District Court No. C 02 5286 filed 11/1/02

Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(1) permit this closed session. Discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the pending litigation listed above.
(Supervisor Dufty) Supervisor Dufty presented. ASSIGNED to Board of Supervisors.

Charter Amendments

020938 [Charter Amendment - Retirement Benefits for Miscellaneous Safety Employees]

Charter amendment (Fifth Draft) to amend Appendix A8.506-2 thereto, relating to retirement benefits for miscellaneous safety employees. Supervisors Ammiano, Gonzalez presented. ASSIGNED to Rules Committee.

030426 [Charter Amendment - Creating a Small Business Commission]

Charter amendment (First Draft) to amend the Charter by adding Section 4.134 to establish a Small Business Commission. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED ORDINANCES

030322 [Settlement of Lawsuit - Maxuman Lamar Chenier]

Ordinance authorizing settlement of the lawsuit filed by Maxuman Lamar Chenier against the City and County of San Francisco for $237,500; the lawsuit was filed on August 14, 2000 in San Francisco Superior Court, Case No. 314357; entitled Maxuman Lamar Chenier v. City and County of San Francisco, et al. (City Attorney) . CONTINUED.

030323 [Settlement of Lawsuit - Stephen Sofos]

Ordinance authorizing settlement of the lawsuit filed by Stephen Sofos against the City and County of San Francisco for $55,000; the lawsuit was filed on December 20, 2001 in San Francisco Superior Court, Case No. C-01-402658 entitled Stephen Sofos v. City and County of San Francisco, Terry Webster, James Sandridge, Jimmy Parrish, Horace Landers, Juvenal Villareal, et al. (City Attorney) . RECOMMENDED.

030341 [Settlement of Lawsuit]

Ordinance approving settlement of litigation of City and County of San Francisco against Nishkian & Associates for $85,000. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030343 [Settlement of Lawsuit - SamTrans/Tanforan]

Ordinance approving settlement of litigation of San Mateo County Transit District against City and County of San Francisco for total value of $2,544,500. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030392 [Settlement of Legal Proceeding on Underground Construction Co., Inc. and Qwest Communications Corporation]

Ordinance authorizing settlement of administrative penalties conditionally imposed by the Department of Public Works on Underground Construction Co., Inc. and Qwest Communications Corporation. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030393 [Settlement of Lawsuit - Huey, et al. v. CCSF, et al.]

Ordinance authorizing settlement of the lawsuit filed by seven plaintiffs, in a lawsuit known as Huey, et al. against the City and County of San Francisco for $250,000 as follows: $87,500 in back overtime wages, $87,500 in liquidated damages and $75,000 in attorney's fees and costs; the lawsuit was filed on July 9, 2001 in the United States District Court, Case No. C01-4337 SBA; entitled Huey, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

030293 [Medi-Cal coverage for a pregnancy test and outpatient prenatal care]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a new grant in the amount of $25,000 from the March of Dimes to inform low-income women about Medi-Cal coverage for pregnancy testing and outpatient prenatal care and to enter into an agreement which includes an indemnification clause for the use of these funds; for the period of January 1, 2003 through December 31, 2003. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030294 [Monitor quality of beach water and notify public of potential risks]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a grant in the amount of $50,548 from the U. S. Environmental Protection Agency (USEPA) through the California Department of Health Services (CDHS) to screen beach water quality and notify the public of potential health risks and to enter into an agreement for the use of these funds; for the period of November 1, 2002 to September 30, 2003. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030342 [Accept and Expend Federal Grant Funds Under the Airport Improvement Program (AIP)]

Resolution authorizing the Airport Commission to accept and expend grant funds in a total amount of $26,759,043 from the Federal Aviation Administration, and any subsequent amendments offered by the Federal Aviation Administration: $24,259,043 to be expended on standard Airport improvements (A.I.P 23, Project No. 3-06-0221-23); and $2,500,000 for Airport security improvements (A.I.P 24, Project No. 3-06-0221-24). (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030344 [Settlement of Claim - Kristina Wuslich]

Resolution approving the settlement of the unlitigated claim filed by Kristina Wuslich against the City and County of San Francisco for $250,000; claim was filed on June 14, 2002. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030386 [Accept-Expend State Grant - Police Department]

Resolution authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the California Department of Boating and Waterways to purchase a replacement patrol boat. (Police Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030387 [Center for AIDS Prevention Studies]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of $10,640 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to provide primary scientific oversight of activities for projects in Africa of the Center for AIDS Prevention Studies, for the period of September 1, 2002, to August 31, 2003. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030388 [AIDS-related training package]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of $37,929 with The Regents of the University of California San Francisco (UCSF), the primary contractor to collaborate in developing, testing. evaluating, and refining an AIDS-related training package, for the period of July 1, 2002, to June 30, 2003. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030389 [Agreement to sell former Central Freeway parcel]

Resolution approving and authorizing an agreement for the sale at fair market value of certain real property formerly occupied by the Central Freeway; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's general plan and eight priority policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents and take certain actions in furtherance of this resolution. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030391 [Airport Concession Lease]

Resolution approving Amendment No. 1 to the Luggage Cart Lease and Operating Agreement between Smarte Carte, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030394 [Accept-Expend Regional Grant - Department of the Environment]

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $440,984 from the Bay Area Air Quality Management District for retrofitting six heavy-duty vehicles to Liquid Natural Gas. (Environment) . RECEIVED AND ASSIGNED to Land Use Committee.

Board Minutes for February 18, 2003 and February 25, 2003 approved.

Requested Granted

From: Supervisor Sandoval
To: Department of Parking and Traffic
Requesting/Inquiring: Inquiring about the feasibility of installing stop signs to stop traffic on San Jose at Niagara to allow drivers safe access from Niagara onto San Jose and to allow drivers to safely turn into the Balboa Park BART Station at San Jose and Niagara to drop off or pick up BART passengers.

From: Supervisors Newsom and Dufty
To: Police Department
Requesting/Inquiring: Inquiring in the COMPSTAT model, specifically:

- Is COMPSTAT compatible with the SFPD's approach to community policing?
- How can we best obtain the needed information on which to base decisions concerning the adoption of a COMPSTAT based program? Interview, site visits, appointment of a work group, literature review?
- How can we ascertain the actual results of other agencies using COMPSTAT?
- What, if any, is the downside of embracing such a model?
- How many and what kinds of additional personnel would be needed for such a program?
- What kind of training would need to be offered to personnel and who would provide it?
- What role, would DTIS, along with SFPD's Management Information Systems Unit (MIS), play in the migration to a COMPSTAT model?
- How, if at all, can the SFPD ensure that this program will be fully adopted and implemented?
- Can the COMPSTAT software be incorporated into the existing hardware?
- Could the SFPD produce COMPSTAT-like reports using the existing IT architecture?
- Where would the COMPSTAT control center be located?

From: Supervisor Newsom
To: Office of the District Attorney
San Francisco Superior Court
San Francisco Police Department
Sheriff's Department
Emergency Communications Department
Department of Telecommunications and Information Services
Adult Probation Department
Requesting/Inquiring: To report an update on their participation on the Justice Information System (JUSTIS) project.

From: Supervisors Maxwell and Dufty
To: City Attorney
Requesting/Inquiring: To draft legislation to expand the Municipal code to require distributors of hazardous electronic devices to take responsibility for hazardous electric scrap.

From: Supervisor McGoldrick
To: Director of Human Services
Office of the Mayor
Mayor's Budget Director
Requesting/Inquiring: To explain in specific detail and in writing how the Department of Human Services will implement the mandates of Proposition N, in order to meet the deadline of July 1, 2003, as specified in the initiative.

This report should detail, among other things:

- Any new and existing programs designated by any City department as implementing the provisions of the initiative;
- Policies adopted or under consideration by any department to assist in the implementation of the initiative;
- Current projected cost savings or increases associated with plans for implementation;
- Any projected increases or decreases in resources currently going to other City programs that will result from implementation proposals under consideration;
- Revenues and expenditures budgeted in the 2003-04 Mayor's budget for implementation of these programs;
- Any collateral effects of implementation proposals on other populations served by the City;
- Projected numbers of persons who will be affected by proposed changes in policies with an explanation of such effects;
- A detailed timetable for full implementation of each of the initiative's provisions;
- Explanation of any phasing of implementation with specific target dates for each phase, the number of homeless individuals served in each phase and how they will be served;
- To the extent hotel rooms are contemplated as a part of the implementation of housing service requirements, the number of hotel rooms that will be available at each stage of implementation; the specific number of homeless persons that will be accommodated; the dates such rooms will come on line; the specific hotels, addresses, owners, number of rooms available, and copies of the contracts (agreements) signed with hotel owners; the number of vacancies currently existing in such hotels; the number of rooms under new Master Lease programs with the City that will actually be used to serve CAAP recipients; other non-CAAP populations that will be offered housing under new Master Lease programs contemplated by DHS;
- To the extent that shelter beds will be used to implement the housing service requirements of the initiative, the actual shelters that will be used for such services; the number of shelter beds currently available on average in those shelters; the number of homeless individuals who are turned away on average at those shelters; projected numbers of homeless individuals that will be turned away from shelters at each stage of implementation of Proposition N; the relative costs of using such shelters in comparison with using hotel rooms to provide housing services; the

number of homeless individuals currently in CAAP programs using shelters without deduction from their assistance checks who will be required to pay for such shelter from their checks as a result of implementation plans, together with the total amount of money that would be generated for DHS's budget from such deductions;

- Any services other than housing that are contemplated as a part of the implementation of Proposition N, including the cost of such services, the agencies that will provide such services, the specific locations where such services will be provided, and all contracts that have been signed for the delivery of such services.

Please provide the information requested above to the Clerk of the Board of Supervisors by April 9, 2003 with copies to Supervisor McGoldrick and the Budget Analyst of the Board of Supervisors.

The Budget Analyst, in accordance with a separate motion of the Board of Supervisors, will provide an analysis of the information submitted by Mr. Rohrer, the Director of Human Services, and/or the Mayor's Office.

From: Supervisors Ammiano and McGoldrick
To: Acting Director, OCC Jean Field
Requesting/Inquiring: To report by April 18, 2003 regarding patterns of withholding of information requested by the OCC pursuant to OCC investigations of complaints against officers.

From: Supervisors Ammiano and McGoldrick
To: Controller
Requesting/Inquiring: To report by April 18, 2003 reviewing best practices for internal investigations and civilian review in other jurisdictions, including recent reforms enacted in Oakland and Los Angeles, as well as reforms proposed by the ACLU.

From: Supervisors Ammiano and McGoldrick
To: City Attorney, Dennis Herrera
Requesting/Inquiring: To report by April 18, 2003 with (1) a summary of the current legal process for investigating allegations of wrong-doing by officers, including the mechanisms for enforcing findings by the OCC and (2) a description of risk management efforts of the City Attorney's Office in the context of litigation against the City to identify and correct problem patterns of behavior within the department.

From: Supervisors Ammiano, McGoldrick
To: Acting Chief of Police, Alex Fegan, Sr.
Requesting/Inquiring: To report by April 18, 2003 on the following:

- An explanation of current Department procedures to investigate office wrongdoing, including internal review, timelines for investigation, recommendations by the Chief of Police, Commission process, and current or proposed processes for third-party review in cases of real or perceived conflict of interest;
- Review of early warning procedures and immediate investigation triggers suggested by the ACLU and a response to the Board of Supervisors; and
- A report on the nature and types of discipline administered by the Chief of Police and the number of Management Control Division and OCC cases pending discipline.

In Memoriams

Betty Garvey (Supervisors Newsom, Hall, Dufty)
Dennis Baker (Supervisor Gonzalez)
Cesar Lara (Supervisor Gonzalez)
Leo F. Delventhal (Supervisor Hall)
Harrison Liam Low (Supervisor Ma)
Eufemio "Pepe" Caceres (Supervisor Sandoval)
William J. Graham (Supervisor Sandoval)

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TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
March 25, 2003

OFF-AGENDA LEGISLATION

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Introduced by Supervisors or Mayor

Ordinances

030423 [Establishing the powers and duties of the Small Business Commission]

Ordinance amending the San Francisco Administrative Code by adding Section 2A.240, to list the powers and duties of the Small Business Commission, and by repealing Sections 5.120, 5.121, and 5.122, dealing with the former Small Business Commission, and by re-numbering Section 10.100-129 as Section 10.100-333, and providing that the ordinance shall only take effect if a charter amendment creating a Small Business Commission in the Charter is adopted at the November 2003 election.. ASSIGNED to Rules Committee.

030476 [Construction Site Sign Requirements]

Ordinance amending the San Francisco Traffic Code Section 33.1 and Public Works Code Section 724.3 relating to sign and placard requirements at construction sites. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

030478 [Settlement of Lawsuit - Heller Ehrman White & McAuliffe LLP]

Ordinance authorizing settlement of the lawsuit filed by Heller Ehrman White & McAuliffe LLP, a Limited Liability Partnership, and Heller Ehrman White & McAuliffe, a California Professional Corporation, against the City and County of San Francisco for $153,000.00; the lawsuit was filed on May 16, 2001 in San Francisco Superior Court, Case No. 321-383; entitled Heller Ehrman White & McAuliffe LLP, et al., v. City and County of San Francisco; the settlement includes any claims for the 2000 tax year. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

030479 [Settlement of Lawsuit - CNET Networks, Inc.]

Ordinance authorizing settlement of the lawsuit filed by CNET Networks, Inc., against the City and County of San Francisco for $137,541.00; the lawsuit was filed on July 5, 2002 in San Francisco Superior Court, Case No. 409-891; entitled CNET Networks, Inc. v. City and County of San Francisco; the settlement includes any claims for the 2000 tax year. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

030480 [Settlement of Lawsuit - Freeman Decorating Co. and TFC Management, Inc.]

Ordinance authorizing settlement of the lawsuit filed by Freeman Decorating Co. and TFC Management, Inc., against the City and County of San Francisco for $37,500.00; the lawsuit was filed on April 27, 2001 in San Francisco Superior Court, Case No. 320-869; entitled Freeman Decorating Co., et al., v. City and County of San Francisco; the settlement includes any claims for the 2000 tax year. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

030481 [Authorization to make a binding settlement offer - Federated Western Properties, Inc.]

Ordinance authorizing the City Attorney to make an offer to allow judgment pursuant to California Code of Civil Procedure Section 998 in Macy's West, Inc.; Federated Western Properties, Inc. (successor in interest to Broadway Stores, Inc., dba Macy's); Federated Systems Group, Inc.; Macy's.com, Inc. v. City and County of San Francisco San Francisco Superior Court No. 313930, for a total amount not to exceed $3,300,000.00; and in no event any amount that would create liability to the City pursuant to the Most Favored Nations Clause in the General Motors Corporation v. City and County of San Francisco San Francisco Superior Court No. 301510 (Court of Appeal No. A091914) and Eastman Kodak Company v. City and County of San Francisco San Francisco Superior Court No. 302983 (Court of Appeal No. A091910) ("GM cases") Settlement Agreements. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

030482 [Administrative Penalties for Littering and Specified Nuisance]

Ordinance amending Sections 37, 38, and 63 of the Police Code, Sections 41.13, 283.1, 287 and 581 of the Health Code and Sections 170, 173, 174, 174.2, 184.63, and 724.4 of the Public Works Code to authorize the assessment of administrative penalties as an alternative to infractions for littering and specified nuisance violations; amending the Police Code by adding a new Section 39-1 to establish procedures for the imposition, review and collection of administrative penalties. Supervisors McGoldrick, Peskin, Maxwell presented. RECEIVED AND ASSIGNED to Budget Committee.

030483 [Recognition of marriages, domestic partnerships and civil unions]

Ordinance amending Chapter 62 of the Administrative Code by adding Section 62.10 to extend recognition of domestic partnerships, civil unions, and other similar legal relationships to persons who lawfully enter into these agreements in other jurisdictions. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.

030485 [Changing Official Width of Sidewalk - Masonic north of Haight Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 15__ to change the official sidewalk width on the west side of Masonic north of Haight Street; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width changes. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.

Resolutions

030417 [Hunters Point Shipyard Development Authority]

Resolution urging the California Legislature to enact the Hunters Point Shipyard Development Authority Act of 2003. Supervisors Maxwell, Dufty, Newsom presented. REFERRED to Land Use Committee.

030486 [Sidewalk Width Change on Masonic north of Haight Street]

Resolution urging the Department of Public Works to initiate the process for a sidewalk width change on the west side of Masonic approximately 75 feet north of Haight Street to accommodate installation of a JC Decaux public toilet facility and taking all other actions necessary to effectuate the intent of this Resolution. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.

030490 [SFUSD Facilities Master Plan]

Resolution urging the Department of Public Works (DPW) and the City Architect, in consultation with the San Francisco Unified School District (SFUSD), to suggest possible options for DPW assistance in providing expertise and services to the School District regarding facility repairs and managing construction projects pursuant to the SFUSD Facilities Master Plan. Supervisors Ammiano, Maxwell, Ma, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030491 [School District Contract for Bus Service]

Resolution urging the Municipal Transportation Agency and the San Francisco Unified School District, in consultation with the San Francisco County Transportation Authority, to coordinate on a process by which the Municipal Transportation Agency would, as an expert consultant to the School District, (1) review current expenditures, routing and vehicles used under the School District's bus transportation service contract, (2) assist the School District in formulating future Requests for Proposals for such services, (3) advise the School District on overseeing the contract for such services, including overseeing the contractor's routing decisions, (4) assist the School District in analyzing school bus emissions and alternative fuel bus technology options for transportation services, and (5) review MUNI routing and schedules on lines frequently used by K-12 students going to and from school. Supervisors Ammiano, Maxwell, Ma, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030492 [District Attorney Prosecutions]

Resolution urging the District Attorney to prosecute to the fullest extent allowed under the law those arrested on March 20, 2003 and subsequent days who flagrantly and/or repeatedly violated the law for blocking traffic and failing to follow police orders. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030493 [City Attorney Pursuit of Costs Associated with Protests]

Resolution urging the Police Department to itemize their expenses associated with the March 20, 21, and 22, 2003 protests and forward that information on to the City Attorney; and, urging the City Attorney to pursue all legal remedies against those responsible for organizing these crippling demonstrations in order to recover the costs incurred by the City and County of San Francisco that resulted. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030494 [Code Enforcement for Residential Housing]

Resolution authorizing the San Francisco Department of Building Inspection, Housing Inspection Services Division, in conjunction with other relevant municipal code compliance and enforcement departments of the City and County of San Francisco, to apply for, accept, administer and expend funding from the State of California's Department of Housing and Community Development, Division of Codes and Standards, in order to launch a web-based inventory of annotated digital photography documentation of Housing Code violations to be mutually contributed to and shared amongst and between City and County departments charged with compliance with and enforcement of San Francisco Municipal Code requirements for residential housing. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030495 [Prohibiting Motor Vehicle on Brant Alley]

Resolution prohibiting motor vehicle traffic on Brant Alley. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030496 [Relocation of Laundry Services to Oyster Point]

Resolution urging the Department of Administrative Services and other City departments to expeditiously implement the relocation of laundry services for San Francisco General Hospital and Laguna Honda Hospital to the laundry facility at Oyster Point. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030497 [Accept-Expend Federal/State Grant - $555,000]

Resolution authorizing the Executive Director of the Department of Parking and Traffic and the Director of the Department of Public Works to accept and expend up to $555,000 in federal and state grant funds to implement the West Approach Overhead Signage Project in the City and County of San Francisco. Supervisors Daly, Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

030477 [Hearing - Budget Committee Special Off-site Meetings]

Hearing before the full Board of Supervisors to consider motion scheduling special off-site meetings of the Budget Committee for the purpose of receiving community input on the City and County of San Francisco's 2003-2004 Budget. (Clerk of the Board). ASSIGNED to Board of Supervisors.

030487 [Thurgood Marshall]

Hearing, updating the outcome of the events that occurred at Thurgood Marshall. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

030488 [Fiscal impacts of Police response during S.F. demonstrations]

Hearing to discuss the fiscal impacts of Police response during the recent San Francisco peace demonstrations. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Budget Committee.

030489 [Summer program for out-of-school youth]

Hearing to identify potential summer program opportunities for out-of-school youth. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

030498 [Committee of the Whole]

Motion scheduling a Committee of the Whole to consider the motion to schedule special off-site meetings of the Budget Committee, to be held on April 1st at 3:00 P.M. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030499 [Budget Committee Special Off-site Meetings]

Motion scheduling special off-site meetings of the Budget Committee for the purpose of receiving community input on the City and County of San Francisco's 2003-2004 Budget. Supervisor Daly presented. ASSIGNED to Board of Supervisors.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

030396 [Accept/Expend Federal Funding - McKinney 2002 Continuum of Care Homeless Assistance Programs]

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of $1,916,317 from the U.S. Department of Housing and Urban Development for the McKinney Continuum of Care Homeless Assistance Programs. (Human Services Department) . RECEIVED AND ASSIGNED to City Services Committee.

030397 [Accept-Expend State Grant - Supportive Housing Initiative Act]

Resolution authorizing the Department of Human Services to retroactively accept and expend a grant in the amount of $708,761 from the California Department Of Mental Health Supportive Housing Initiative Act for supportive housing targeting adults with disabilities. (Human Services Department) Supervisor Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

030398 [Lease of Real Property]

Resolution approving and authorizing a lease between the City and County of San Francisco, as lessee, and Mannar Investment Company, a California Limited Partnership, as lessor, of warehouse space at 2348 Jerrold Avenue, San Francisco. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030400 [Approval of Lease Amendment for Waterfront Restaurant]

Resolution approving Fourth Lease Amendment to Port Lease No. L-11859 between the Port Commission and Bundox Restaurant, Inc., a California corporation ("Tenant") for the lease of real property commonly known as the Waterfront Restaurant. (Port) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030404 [Modification to the Professional Service Agreement for North & South International Parking Garages, Concourse H/Airport BART Station and Rental Car Facility]

Resolution approving Modification No. 3, the Close-out Modification, of Professional Services Agreement for Contract No. 5600AE - North & South Int'l Parking Garages, Concourse H/Airport BART Station and Rental Car Facility with ED2 Int'l/MBT Architecture Joint Venture Architects in the amount of $1,236,926, for a new total contract amount of $23,469,626. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030405 **[Accept-Expend Grant for Sunol Valley Fluoridation Facility]**

Resolution authorizing the Public Utilities Commission to accept and expend a grant in the amount of $250,000 from the California Dental Association Foundation, Inc. for the design and construction of the Sunol Valley Fluoridation Facility. (Public Utilities Commission) . RECEIVED AND ASSIGNED to City Services Committee.

030407 **[Expand behavioral health services system of care for children and youth in San Francisco]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a grant in the amount of $1,000,000 for the first year of a six year grant from the Substance Abuse and Mental Health Services Administration (SAMHSA) to establish a comprehensive system of behavioral health services to children and youth in San Francisco and to enter into an agreement for the use of these funds; for the period of September 30, 2002 to September 29, 2003. (Public Health Department) Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

030409 **[Grants Federal Funds - Municipal Railway]**

Resolution authorizing the Municipal Transportation Agency to accept and expend $3,960,116 of federal earmarked capital assistance for MUNI's Particulate Matter Traps Procurement and Natural Gas Facility Rehabilitation Project. (Municipal Transportation Agency) Supervisor Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of March 25, 2003

Requests Granted

From: Supervisors Ammiano, Dufty
To: Superintendent, San Francisco Unified School District
Director, Public Works
Director, Department of the Environment
Director, Department of Public Health
City Attorney
Requesting/Inquiring: Inquiring about the following:

1. Development of a waste and recycling audit strategy, including service level analysis, for SFUSD facilities, to develop baseline information for a new Request for Proposals for refuse and recycling collection service for the SFUSD; and

2. A plan for City departments and the City Attorney to provide assistance with drafting of a Request for Proposals to rebid garbage and recycling service at the expiration of the District's current contract with Norcal Waste Systems (11/03), if desired by the District.

From: Supervisor Ammiano
To: Office of the Clerk of the Board
Requesting/Inquiring: Requesting a hearing at the Land Use Committee updating the outcome of the events that occurred at Thurgood Marshall.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft an ordinance to require that tenants be provided with a reasonable number of keys by their landlords

From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: To draft legislation requiring cellular phone carriers who have antennae in San Francisco to route all 911 calls directly to San Francisco's 911 center.

From: Supervisor Hall
To: All City Departments
Requesting/Inquiring: To please itemize the costs your department incurred as a result of last week's protest.

From: Supervisor Hall
To: District Attorney
Requesting/Inquiring: To report on the following:

1. How many citations were issued on March 20, 21, and 22, 2003?
2. How many received more than one citation?
3. How many misdemeanor citations versus felony citations were issued?
4. Of the citations issued, how many will the DA pursue? Please explain why the District Attorney will or will not purse these cases?
5. If the district attorney does not intend to pursue any of these cases, should the Police Department set new guidelines for arrests? What is the point for the Police to exert effort and spend overtime if nothing is going to happen once they have done their job?
6. What are the penalties for the actions that were committed - can fines be imposed, can community service be imposed?
7. If fines can be imposed, can that money be used to repay the City's general fund?

From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: What, if any, legal recourse does the City have against the organizers of the protests to recoup its costs associated with the protests?

From: Supervisor McGoldrick
To: Office of the Controller
All City Departments
Requesting/Inquiring: Please read attached letter concerning analysis of the City's risk management efforts and a review of best practices in this area.

From Supervisor McGoldrick
To: All City Departments
Requesting/Inquiring: Recent events have highlighted the issue of whether the City's procedures governing risk management for departments are consistent with best practices by local governments. Within the context of a huge budget shortfall, it is crucial that we as a City examine how we manage risks associated with *many* departmental functions. There are many examples of risk management practices that could help the City limit its risks and save money that may otherwise be paid out in claims against the City, such as employment disputes, Muni traffic accidents, slip and fall incidents, police office conduct, and other aspects of liability for which the City may bear some responsibility.

I am requesting that you identify any systematic efforts by your department to identify, evaluate, address, mitigate, and monitor risks associated with departmental activities.

- Does your department currently undertake their own analyses of these issues?
- If such functions are performed within your department, please identify the positions and resources dedicated to performing these functions.
- Is such departmental analysis handled in centralized office within your department?

- Does your department report to any centralized citywide office concerning such risk management efforts?
- What agencies within City government support your department's efforts to perform these functions, and in what way are they supported?
- How is risk assessed by your department on large projects or projects that cut across departmental jurisdictions and on which you must coordinate with other City departments.
- Does the City keep a centralized database that would identify and prioritize risks borne by City agencies?
- What role does the Office of City Attorney play in your risk management efforts?
- Once risks are identified and assessed, what processes are in place to change departmental policies and practices that could mitigate such risks?

The Controller's Office will be undertaking a review of best practices for risk management processes for local government. Please also copy your responses to this inquiry to Monique Zmuda of that office. I believe that the analysis performed as a result of these inquiries will guide our efforts to improve and reform risk management for entire City government in the future.

Thank you for your cooperation in this effort.

<u>In Memoriams</u>

David McGuire (Supervisors Daly, Newsom, Peskin)
Helene Gordon (Supervisor Dufty)
Rachel Corrie (Supervisor Gonzalez)
Alfonso Acampora (Supervisor Newsom)

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Legislation Introduced
Including All Off-Calendar Items
April 1, 2003

OFF-AGENDA LEGISLATION

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Introduced by Supervisors or Mayor

Resolutions

030492 [District Attorney Prosecutions]
Resolution urging the District Attorney to prosecute to the fullest extent allowed under the law those arrested on March 20, 2003 and subsequent days who flagrantly and/or repeatedly violated the law for blocking traffic and failing to follow police orders. Supervisor Hall presented. REFERRED to City Services Committee.

030493 [City Attorney Pursuit of Costs Associated with Protests]
Resolution urging the Police Department to itemize their expenses associated with the March 20, 21, and 22, 2003 protests and forward that information on to the City Attorney; and, urging the City Attorney to pursue all legal remedies against those responsible for organizing these crippling demonstrations in order to recover the costs incurred by the City and County of San Francisco that resulted. Supervisor Hall presented. REFERRED to City Services Committee.

030495 [Prohibiting Motor Vehicle on Brant Alley]
Resolution prohibiting motor vehicle traffic on Brant Alley. Supervisor Peskin presented. REFERRED to Land Use Committee.

030496 [Relocation of Laundry Services to Oyster Point]
Resolution urging the Department of Administrative Services and other City departments to expeditiously implement the relocation of laundry services for San Francisco General Hospital and Laguna Honda Hospital to the laundry facility at Oyster Point. Supervisors Peskin, Daly presented. REFERRED to Budget Committee.

030518 [Commending Sandy Gibbons]
Resolution commending Sandy Gibbons for her work in the legal community. Supervisor Sandoval presented. ADOPTED.

030519 [Recognizing Asa Philip Randolph]
Resolution recognizing the life and work of Asa Philip Randolph. Supervisors Sandoval, Maxwell, Dufty presented. ADOPTED.

030520 **[Interim Controls Regulating Certain Industrially-Zoned Properties on Third Street Between Islais Creek and Paul Street]**

Resolution adopting interim controls that would subject the following properties on Third Street between Islais Creek and Paul Avenue, which are currently zoned M (Industrial), to the more restrictive controls of NC-3 (Moderate-Scale Neighborhood Commercial) for a period of twelve months: Assessor's Block 4501, Lots 001, 003, 004, and 005; Block 4881, Lots 012, 018, 022, and 024; Block 4912, Lot 006; Block 4940, Lots 012A, 012B, and 024; Block 5211, Lots 027 and 028; Block 5217, Lot 001; Block 5225, Lot 010; Block 5226, Lots 025, and 028; Block 5235, Lots 003 and 011; Block 5242, Lots 021, 022, 023, 024, and 042; Block 5253, Lots 003, 008, 029, 030, 031, 032, 033, and 034; Block 5260, Lots 001, 002, 003, 032, 034, 035 and 036; Block 5272, Lots 045 and 048; Block 5279, Lots 001, 002 and 003; Block 5414, Lots 005, 006, 007, 008, 025, 026, 027, 028, and 030; Block 5418, Lots 001, 002, and 010; Block 5419, Lots 006, 007, 007B, 007C, 009, 015, 016, 017, and 018; Block 5421, Lot 011; Block 5429, Lot 002; Block 5431A, Lots 001, 001M, 001U, 001V, and 004; adopting findings pursuant to Planning Code Section 101.1. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

030521 **[Making Environmental Findings and Re-authorizing Vehicle Registration Fee]**

Resolution making environmental findings and re-authorizing a one dollar ($1) fee to be paid at time of vehicle registration, renewal, or supplemental application for every vehicle registered to an address within the City and County of San Francisco, except exempt vehicles, to be used exclusively to fund law enforcement programs related to fingerprint identification of persons committing crimes while operating motor vehicles; Ratifying said fees paid between January 1, 2003, and the effective date of this resolution; And authorizing the Police Department to issue a fiscal yearend report to the California State Controller on the collection and use of these fees. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030522 **[Care Program]**

Resolution urging the San Francisco Department of Public Health and the Department of Human Services to develop a pilot program, similar to the Berkeley Cares Program, which creates a basic need coupon that may be made available to San Franciscans and visitors to assist those in need of food, clothing, shelter and other services as deemed appropriate by the Directors of both departments. Supervisor Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

030528 **[Temporary Assistance for Needy Families (TANF) reauthorization]**

Resolution urging the United States Congress to reauthorize TANF funds without 1) increasing the weekly work requirement from 30 to 40 hours or 2) shortening the length of time welfare recipients can participate in educational and vocational training. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030529 **[Commend US Youth Games Taste on the Bay]**

Resolution commending the US Youth Games Taste on the Bay event organizers and participants for their efforts to raise necessary funds for the 2003 United States Youth Games to be held July 25-29, 2003 in San Francisco and to proclaim Tuesday, April 22, 2003 as US Youth Games Taste on the Bay Day in San Francisco. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030530 **[CEDAW Gender Analysis]**

Resolution urging City Departments to consider a CEDAW gender analysis prior to proposing departmental budget and/or staff cuts. Supervisors Newsom, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030531 **[Hetch Hetchy Water System Capital Improvement Program]**

Resolution urging the San Francisco Public Utilities Commission to expedite the implementation of the Capital Improvement Program to rehabilitate, repair and upgrade the Hetch Hetchy Water System and to begin developing plans for a Project labor Agreement with the appropriate labor unions system wide, and to report in writing on the status to the Board of Supervisors within forty-five days of the adoption of this resolution. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030532 [Recognition of the Armenian Genocide]

Resolution calling upon Congressman Tom Lantos to reflect the will of the people and elected representatives of San Francisco by supporting and advocating for proper recognition of the Armenian Genocide. Supervisors Peskin, Ammiano, Daly, Gonzalez, McGoldrick, Hall, Newsom, Maxwell, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030533 [Extend Asthma Task Force]

Resolution to extend the Asthma Task Force to June 30, 2005. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030542 [Commend Hands On San Francisco]

Resolution recognizing Hands On San Francisco for its achievements and declaring May 10, 2003 to be "Hands On San Francisco Day" in San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030543 [Frances F. Lee Day]

Resolution recognizing the contributions made by Ms. Frances F. Lee during her career at City College of San Francisco and her dedicated service to the community and declaring May 9, 2003 to be the "Frances F. Lee Day" in San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030544 [Commend Jacquelyn Wheatley Green]

Resolution recognizing the achievements of Jacquelyn Wheatley Green. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030545 [Commend Bill Moyers]

Resolution commending Bill Moyers for his PBS special series, "Becoming American: The Chinese Experience." Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

030523 [Closed Session regarding Medical Cannabis]

Closed session regarding the possibility of significant exposure to litigation against the City resulting from the implementation of the City's medical cannabis policies. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030524 [SFPUC Implementation of the Proposition A]

Hearing regarding S.F. Public Utilities Commission implementation of the Proposition A Hetch Hetchy rebuild. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030525 [Status of Medical Cannabis in San Francisco.]

Public hearing on the status of medical cannabis in San Francisco. Supervisors Dufty, Ammiano, Gonzalez, Maxwell, Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

030526 [SB 848, Vehicles: Safety Enhancement Double Fine Zones]

Hearing to consider the support of Senator Karnette's (D-Long Beach) SB 848, Vehicles: safety enhancement double fine zones. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

Motions

030517 [Declaration of Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030499 [Off-Site Budget Committee Meetings]

Motion scheduling special off-site meetings of the Budget Committee for the purpose of receiving community input on the City and County of San Francisco's 2003-2004 Budget. Supervisor Daly presented. ASSIGNED to Board of Supervisors.

PROPOSED ORDINANCES

030510 [Mission Bay Park P8 Bank Stabilization - at the west end of the China Basin Channel]

Ordinance accepting the irrevocable offer for the Acquisition Facilities for Park P8 Bank Stabilization; designating said facilities for public use and maintenance purposes; adopting findings that such actions are consistent with the City's General Plan, priority policy findings of City's Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 174,026; and authorizing official acts in connection with this ordinance. (Public Works Department) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

022027 [Conflict of Interest Code Amendments]

Ordinance amending sections 3.1-109, 3.1-110, 3.1-120, 3.1-135, 3.1-140, 3.1-145, 3.1-150, 3.1-155, 3.1-170, 3.1-175, 3.1-195, 3.1-230, 3.1-240, 3.1-245, 3.1-250, 3.1-260, 3.1-265, 3.1-270, 3.1-275, 3.1-310, 3.1-315, 3.1-320, 3.1-335, 3.1-345, 3.1-350, 3.1-360, 3.1-365, 3.1-375, 3.1-390, 3.1-395, 3.1-430, 3.1-435, and 3.1-445; deleting section 3.1-330 of the Campaign and Governmental Conduct Code; and adding sections 3.1-169 and 3.1-225 to the Campaign and Governmental Conduct Code to update the list of designated employees who must file financial disclosure statements and to modify the applicable disclosure requirements. Supervisor Gonzalez presented. RECOMMENDED AS AMENDED AS A COMMITTEE REPORT.

PROPOSED RESOLUTIONS

030471 [AIDS surveillance training materials for international sites]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of $93,523 with The Regents of the University of California San Francisco (UCSF), the primary contractor to participate in developing materials, field testing, and providing technical assistance in AIDS surveillance training at various international sites, for the period of January 1, 2003, to September 29, 2003. (Public Health Department) Supervisor Hall presented. RECEIVED AND ASSIGNED to City Services Committee.

030511 [Accept-Expend Foundation Grant]

Resolution authorizing the Department of Environment to accept and expend a grant in the amount of $50,000 from the San Francisco Foundation for locating air monitoring equipment in San Francisco's Bayview Hunters Point community. (Environment) . RECEIVED AND ASSIGNED to Land Use Committee.

030515 [Accept-Expend State Grant]

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $20,840 from the California State Library for continuing family literacy programming as part of Project Read. (Public Library) . RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of April 1, 2003

Requests Granted

From: Supervisor Newsom
To: Director, Department of Public Health
Requesting/Inquiring: Inquiring of planned departmental activities regarding the Severe Acute Respiratory Syndrome (SARS) in response to the first SARS case having been reported in the City and County of San Francisco.

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft an ordinance, which enhances and improves San Francisco's aggressive panhandling ordinance that: (1) repeals all prior blanket bans on panhandling, restrictions on aggressive solicitation, and solicitation near automatic teller machines (ATMs) and establishes a new aggressive solicitation prohibition; (2) reduces from a misdemeanor to an infraction all violations of San Francisco's aggressive solicitation ordinance; (3) in the instance of a third infraction, establishes community service and diversion requirements for violators of this ordinance; and (4) permits the Department of Human Services to establish in-lieu-of-cash basic needs payment systems for indigent and homeless individuals.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft a Clean Bay Ordinance based on the attached document.

From: Supervisor Sandoval
To: City Attorney
Requesting/Inquiring: To draft a memo detailing the ways in which the City can protect its citizens from the harmful effects of phthalates in consumer products. Please read attached document.

From: Supervisor Ammiano
To: General Manager, San Francisco Public Utilities Commission
Requesting/Inquiring: Inquiring about Proposition A implementation. Please read attached letter.

In Memoriams
Evelyn Lee (Entire Board)
Robert Sanchez (Supervisors Dufty, Sandoval, Ammiano, Gonzalez)
Gavina M. Boyd (Supervisor Dufty)
Henry Edward Bruce Watson (Supervisor Dufty)
Herbert Aptheker (Supervisor Maxwell)

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BOARD of SUPERVISORS

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San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
April 8, 2003

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.
APR 14 2003
SAN FRANCISCO
PUBLIC LIBRARY

PROPOSED ORDINANCES

Introduced by Supervisors or Mayor

Ordinances

030347 **[Reauthorizing the Minority/Women/Local Business Utilization Ordinance]**
Draft Ordinance amending the San Francisco Administrative Code by amending Chapter 12D.A. thereof (1) to extend the Minority/Women/Local Business Utilization Ordinance to June 30, 2008 in order to remedy identified discrimination against certain Prime MBE/WBE Contractors in City Contracting, to continue the City's policy of protecting Prime LBE Contractors from the economic competitive disadvantage of doing business in San Francisco, and to continue to require City contracting departments to implement MBE/WBE programs mandating Prime Contractors to use good faith efforts to use MBE/WBEs when there are subcontracting opportunities in City Contracts; (2) to repeal Sections 12D.A.6(B)(9), 12D.A.8(3) and 12D.A.9(F) to eliminate the contract set aside program; (3) to revise section 12D.A.17 to include prime general services contracts in the subcontracting program; and (4) to make various technical revisions to the Minority/Women/Local Business Utilization Ordinance to conform it with existing City ordinances and administrative practices. Supervisors Ma, Newsom, Dufty presented. ASSIGNED to Rules Committee.

030565 **[MOU - Supervising Probation Officers, Local 3]**
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Supervising Probation Officers, Local 3, to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030566 **[MOU - Operating Engineers, Local 3]**
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers, Local 3, to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030567 **[MOU - Plasterers and Shophands, Local 66]**
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Plasterers and Shophands, Local 66, to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030568 **[MOU - Bricklayers, Stone Masons, Terrazo Mechanics, Marble Masons, Pointers, Caulkers and Cleaners, Local 3, and Hod Carriers, Local 36]**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers, Stone Masons, Terrazo Mechanics, Marble Masons, Pointers, Caulkers and Cleaners, Local 3, and Hod Carriers, Local 36 to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030569 **[MOU - Federation of Professional and Technical Engineers, Local 21]**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030570 **[MOU - Deputy Sheriffs' Association]**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Deputy Sheriffs' Association to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030571 **[Unrepresented Employees]**

Ordinance Fixing Compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in jobcodes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2003. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030572 **[MOU - MEA]**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030577 **[Parental Leave]**

Ordinance approving rules for administration, interpretation and regulation of Parental Leave as submitted by the Department of Human Resources. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030582 **[Sale of City Real Property]**

Ordinance amending Section 23.3 of the Administrative Code to provide that the sale of City real property shall be at a sales price of at least 100 percent of the Director of Property's appraised value of the real property, rather than the current 90 percent requirement, except for sales resulting from public auctions or competitive bidding. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

030573 **[Commending Gabriela Schultz]**

Resolution commending Gabriela Schultz for her to the advancement of educational opportunities for students in Bay Area. Supervisor Daly presented. ADOPTED.

030574 **[Agreement for Security Information Exchange Network]**

Resolution authorizing the Director of Transportation to execute an agreement between the Federal Bureau of Investigations (FBI) and the City and County of San Francisco, enabling the Municipal Transportation Agency to participate in the Federal Government's cooperative known as InfraGard, which allows for the exchange of security information between the Federal Government and major transit agencies. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to City Services Committee.

030575 [State Grant - Mayor's Office of Criminal Justice]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of $2,634,179 from the State Board of Corrections, from funds made available under Assembly Bill 1913 - known as the Schiff-Cardenas Crime Prevention Act of 2000 (CPA 2000), for programs and approaches that have been demonstrated to be effective in reducing delinquency. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to City Services Committee.

030576 [State Grant - Police Department]

Resolution authorizing the Police Department to retroactively accept and expend a grant from the State of California Controller's Office for funding technology-related acquisitions to enhance public safety. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to City Services Committee.

030578 [Amend Resolution No. 675-02 - Board and Committee Meetings.]

Resolution amending Resolution No. 675-02 to provide that neither the Board of Supervisors nor any of its Committees shall convene regularly scheduled meetings during the week of the first Tuesday of each month. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

030581 [Sole Source Contracting Procedures]

Resolution directing the Office of Contract Administration to change its procedures for sole source contracting, including the adoption of the key recommendations made by the Office of the Controller, in order to ensure a more coordinated, controlled and efficient administrative procedure for the City and County of San Francisco. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030584 [National Professional Social Worker Month]

Resolution honoring National Professional Social Worker Month. Supervisors Ammiano, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030585 [Ethics Commission - Screening, Ethics Training and Policies]

Resolution urging the Ethics Commission to conduct a public hearing and develop and present to the Mayor, the Board of Supervisors and other City elective officeholders recommended procedures for: screening applicants to City commissions and for at-will employment; training City commissioners and staff regarding City conflict-of-interest and Sunshine requirements; and additional policies to maintain ethical conduct. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030586 [Transition Management]

Resolution requesting that the City Attorney develop proposed transition management plans for City elective offices. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030587 [Strategies for Homeless Individuals with Mental Health and Dual Diagnoses]

Resolution urging the Director of Public Health, in consultation with community organizations, to develop a report addressing "Comprehensive Strategies to Serve Homeless Individuals with Mental Health Diagnoses, Substance Abuse Diagnoses and Chronic Medical Conditions." Supervisors Ammiano, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030588 [Pursuit of federal and state charges]

Resolution urging the District Attorney and City Attorney to explore with Federal and State legal authorities the possibility of pursuing Racketeer Influenced and Corrupt Organizations Act (RICO) charges and any other federal or state violations against the organizers of the March 20th protests and subsequent days in the City and County of San Francisco. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030589 [Use of the City Flag in "The Flags of California" Publication]

Resolution granting permission to Historian Stan Mottaz to use the Flag of the City and County of San Francisco in his forthcoming book, entitled "The Flags of California." Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030590 **[Pedestrian Safety]**

Resolution requesting the Department of Parking and Traffic to implement greater awareness and public outreach regarding its Pedestrian Program-Walk Safe and setting forth some recommendations to accompany this request. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030591 **[National Public Safety Telecommunicators' Week]**

Resolution commending the San Francisco Emergency Communications Department, its entire dispatch team and proclaiming the week of April 13th through April 19th, 2003 as National Public Safety Telecommunicators' Week in the City and County of San Francisco. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030592 **[Commend Latino Behavioral Health Planning Committee]**

Resolution commending The Latino Behavioral Health Planning Committee (LBHPC) for their dedication to providing mental health and substance abuse services to Latino communities in California. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing

030593 **[Status of Treasure Island Development Proposals]**

Hearing on the status of Treasure Island development proposals, including:

1. The basis for the section of a developer by the Treasure Island Development Authority;
2. The adequacy of the financial return on the development to the City and County of San Francisco;
3. The risks and advantages to CCSF related to the terms of the proposed agreement;
4. Review of the financial qualifications and available capitalization of the developers to complete this major long-term development; and
5. Consideration of the adequacy of the proposed agreement to protect the interests of the citizens of San Francisco and the Bay Area. Supervisors McGoldrick, Ammiano presented. RECEIVED AND ASSIGNED to Land Use Committee.

Motions

030564 **[Needle Exchange Emergency]**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030579 **[Amend Rule 6.2 - Board of Committee Meetings]**

Motion amending Rule 6.2 of the Rules of Order of the Board of Supervisors to provide that neither the Board of Supervisors nor any of its Committees shall convene regularly scheduled meetings during the week of the first Tuesday of each month. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

030580 **[Amend Rule 4.34 - Supervisors Vote and Roll Call]**

Motion amending Rule 4.34 of the Rules of Order of the Board of Supervisors to provide that the first Supervisor to be called on a vote shall be the same Supervisor who is called first on Roll Call under Rule 3.9. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

030583 **[Release of Reserved Funds, Airport Commission]**

Motion releasing the $5 million Airport Development Bureau allocation for Fiscal Year 2002-03 being held in reserve. Supervisors Dufty, Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

030475 [Settlement of Lawsuit - Sohail Ali, et al.]

Ordinance authorizing settlement of the lawsuit filed by Sohail Ali against the City and County of San Francisco for $47,500; the lawsuit was filed on April 29, 2002 in San Francisco Superior Court, Case No. 407-277; entitled Sohail Ali, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030500 [Settlement of Lawsuit - Poppie Kouremetis]

Ordinance authorizing the City Attorney to make an offer of judgment under Federal Rule of Civil Procedure 68 of up to $75,000 in settlement of damages, attorneys' fees, and costs in the matter of Kouremetis and County of San Francisco. The lawsuit was filed on May 13, 2002, in San Francisco Superior Court, Case No. 407852 entitled Kouremetis v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

030501 [Accept-Expend Federal Grant - Mayor's Office of Criminal Justice]

Resolution authorizing the Mayor's Office of Criminal Justice to retroactively accept and expend supplemental grant funding in the amount of $10,000 for Federal FY 1999 and a grant amount of $14,655 for Federal FY 2002 from the U.S. Department of Justice under the Bulletproof Vest Partnership Act to equip law enforcement officers in the Sheriff's Department, Police Department and the Office of the District Attorney with armor vests. (Mayor) Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

030504 [Accept-Expend Federal Grant - Project Sentry]

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $400,000 through the United States Department of Justice, Bureau of Justice Assistance, for a project entitled "Project Sentry", and waiving indirect costs due to funding constraints. (District Attorney) Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

030505 [Outreach Advertising]

Resolution designating the Asian Week to be outreach newspaper of the City and County of San Francisco for the Chinese community for outreach advertising for the fiscal year commencing July 1, 2003 and ending June 30, 2004. (Purchaser) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030506 [Official Advertising]

Resolution designating the San Francisco Independent to be the official newspaper of the City and County of San Francisco for the category of Type 2 non-consecutive day official advertising, for the fiscal year commencing July 1, 2003 and ending June 30, 2004. (Purchaser) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030507 [AIDS Prevention Studies in Africa]

Resolution authorizing the San Francisco Department of Public Health, AIDS Office, (SFDPH, AIDS) to enter retroactively into an agreement with the Regents of the University of California San Francisco (UCSF), the primary contractor, to accept and expend funds in the amount of $11,652 to participate in AIDS prevention studies in Africa, for the period of January 1, 2003 to December 31, 2003. (Public Health Department) Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

030512 [Accept-Expend Federal Grant - Department of Children, Youth and Their Families]

Resolution authorizing the Department of Children, Youth and Their Families to accept and expend a grant in the amount of $300,000 from the Substance Abuse and Mental Health Services Administration (SAMHSA) that targets Vietnamese and Central American newcomer girls between the ages of 0 to 18 in the Tenderloin and Mission neighborhoods. (Mayor) Supervisors Dufty, Ma, Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

030513 [Accept-Expend Federal Grant - Department of Children, Youth and Their Families]

Resolution authorizing the Department of Children, Youth and Their Families to accept and expend a grant in the amount of three hundred and fifty thousand dollars ($350,000) from the United States Department of Justice, Office of Justice Programs, Violence Against Women Office for Safe Havens: Supervised Visitation and Safe Exchange Program. (Mayor) Supervisors Dufty, Ma, Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of April 8, 2003

Board Minutes for March 4, 2003 and March 18, 3003 approved.

Requests Granted

From: Supervisor Sandoval
To: Department of Parking and Traffic
Requesting/Inquiring: Inquiring about the timeline for permanently painting in "STOP" signs and crosswalks on Ocean Avenue from Harold Street to Ashton Street. There are crosswalks and STOP signs currently marked on the street but are not clearly visible to motorists.

From: Supervisor Sandoval
To: City Attorney
Requesting/Inquiring: To draft legislation allowing women who are 8 months pregnant and people who have infants up to three months old to be eligible to receive handicap parking permits.

From: Supervisor Newsom
To: Mario Trevino, Fire Chief
San Francisco Fire Department

Alex Fagan, Acting Chief of Police
San Francisco Police Department

Dan Sullivan, Acting Director
Emergency Communications Department

Lou Canton, Director
Office of Emergency Services

Requesting/Inquiring: Inquiring of any current or planned activities to apply for the 2003 Homeland Security Grant awards for the current funding cycle.

From: Supervisors Dufty, Peskin, McGoldrick, Maxwell, Ammiano, Ma, Newsom
To: Controller
Requesting/Inquiring: To prepare a Supplemental Appropriations Ordinance transferring $2.5 million from the Department of Building Inspection to the Planning Department for items including but not limited to the implementation of the CEQA process for community-based planning initiatives such as conducting Environmental Impact Reports and for additional staffing; and requesting that DBI cooperate with this request by providing all necessary financial information.

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft legislation to create a review and approval procedure for all sole source contracts with the City. This legislation should incorporate the recommendations made by Office of the Controller, to include the following:

- Legally define "sole source contract" in the Administrative Code.
- Modify existing databases by establishing a new database to centralize and track information on sole source contracting and allow for reporting on these contracts.
- Improve contract wording to be clear about the term of the contract so those contracts cannot be repeatedly renewed or reestablished without a new competitive process.
- Enhance the Sunshine Ordinance to require reports from all departments annually on all existing, not just new, sole source contracts and direct the Clerk of the Board of Supervisors to report on departmental compliance with this requirement.
- Discontinue directing funds toward specific City contracts or contractors through the addback process, including halting additional money to existing contracts and no longer earmarking funds for specific new contractors. The Board of Supervisors may appropriately allocate non-profit organizations by budgeting those funds to departments that will administer the funds through the proper competitive solicitation processes.

<u>In Memoriams</u>
Edward C. Strain (Supervisors Ammiano, Dufty)
Kenneth M. Sullivan (Supervisor Dufty)
Rose Marie O'Connor (Supervisor Dufty)
William Sennett (Supervisor Gonzalez)
Florian McGuire Moore (Supervisor Newsom)
Kathleen Carlin (Supervisor Newsom)

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BOARD of SUPERVISORS

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Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
April 15, 2003

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PUBLIC LIBRARY

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

021598 **[Secondary Units]**
Ordinance amending the San Francisco Planning Code by repealing Section 207.2 [Second Units] in its entirety, adding a new Section 207.2, and amending Section 209.1 to authorize one additional secondary unit limited to 750 square feet of gross floor area within an existing structure on a lot within 1250 feet of a Primary Transit Street or Transit Center and also within 1250 feet of a Neighborhood Commercial or Commercial zoning district, on a lot containing a qualified historical building or where the unit is specifically designed and constructed for the elderly or persons with physical disabilities, to prohibit the owner from legalizing an illegal unit pursuant to the provisions of this ordinance, and providing that the secondary unit shall not be subject to the Rent Ordinance but requiring that a secondary unit in a multi-family building shall be subject to affordability requirements; by amending Sections 135(d), Table 151 of Section 151 and 307(g) to establish the amount of open space and parking required for these secondary units; and by amending the San Francisco Traffic Code by adding Section 308.5.1 to prohibit issuance of a residential parking permit to the occupant of a secondary unit; by adding new Section 106.4.1.3 to the San Francisco Building Code to require site inspection prior to issuance of a building permit for the secondary unit to verify that no unpermitted unit exists on the property and prohibiting the issuance of a building permit or certificate of occupancy for the second unit if an unpermitted unit has operated on the property within the previous ten years, unless that unit was legally demolished prior to January 1, 2003; and by amending Section 37.9 of the San Francisco Administrative Code to require relocation assistance for persons required to vacate illegal units; and adopting findings. Supervisor Peskin presented. ASSIGNED to Land Use Committee.

030609 **[Appropriate funding from the sale of certificates of participation for the Juvenile Hall Reconstruction Project]**
Ordinance appropriating $45,000,000 from the sale of certificates of participation by the Mayor's Office of Criminal Justice to fund the Juvenile Hall Reconstruction Project for fiscal year 2002-03, placing $545,000 on reserve. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030610 [Public Works Code Amendment - Flower Stand Permits]

Ordinance amending Sections 155, 157, 159 and 161 of the Public Works Code and adding Sections 155.1, 157.1, 157.2, and 157.3 to the Public Works Code to increase quarterly permit fees for flower stand operators from $100 to $200, and from $30 to $60 per employee; require the Treasurer/Tax Collector to collect delinquent permit fees; require permittees to register with the City as businesses; require permittees to maintain records of all sales; require permittees to display permit and business license; require permittees to submit annual information to the Director of Public Works; prohibit the sale, assignment, lease, transfer, and inheritance of permits; repeal the durational residency requirement for permittees; eliminate flower stand location at Fifth and Market Streets; require the Director of Public Works to recommend the designation of six additional flower stand locations; reissue existing permits according to a process that includes a preference for existing permittees, disabled persons, and low-income persons; provide a similar process for issuing permits as they become available for issuance; provide that permits expire on the death of the permittee or with a substantial change in ownership of the firm, corporation, or entity holding the permit; and limit permits to ten-year terms. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to City Services Committee.

030617 [Funding for the SFPUC Capital Improvement Program, Fiscal Year 2002-03]

Ordinance appropriating $66,075,000 of funding from the sale of commercial paper for capital projects and financing costs pursuant to the San Francisco Public Utilities' Commission Capital Improvement Program for fiscal year 2002-03. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030618 [Funding for the SFPUC Capital Improvement Program, Fiscal Year 2002-03]

Ordinance appropriating $52,357 from the Water Revenues and Water Capital Projects for six positions (0.462 FTEs) to implement the San Francisco Public Utilities Commission's Capital Improvement Program fiscal year 2002-03. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030620 [Waiver of storage fees for stolen vehicles owned by residents]

Ordinance repealing San Francisco Municipal Administrative Code Section 10C.8-1, providing for waiver of vehicle storage fees for vehicles reported stolen, which are owned by residents of the City and County of San Francisco. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030621 [Board of Appeals - Fees]

Ordinance amending the San Francisco Business and Tax Regulations Code by amending Section 8 to increase the fees charged by the Board of Appeals and making environmental findings. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030622 [Approving Discovery Fees]

Ordinance approving a fee schedule for discovery costs charged by the San Francisco District Attorney's office. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030623 [Amending Section 106 of the San Francisco Fire Code To Increase Fees For Services.]

Ordinance amending Section 106 of the San Francisco Fire Code to increase fees for Fire Department services, to become operative on its effective date or on July 1, 2003 whichever is later. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030624 [Setting fees for emergency medical services provided by the Fire Department, granting authority to Fire Department to bill for such costs, and setting forth procedures]

Ordinance amending San Francisco Health Code by repealing Section 117 as obsolete; amending San Francisco Health Code Sections 119, 120, 123, 124.1 and 124.5 to: (1) delete reference to Section 117 and add reference to Sections 128 and 128.1, (2) authorize the San Francisco Fire Department to bill for fees for emergency medical services, (3) authorize the San Francisco Fire Department to investigate the ability of patients to pay for the costs of emergency medical services, (4) include the San Francisco Fire Department as a Department for which it is a crime to conceal the ability to pay, (5) include reference to the San Francisco Fire Department in section regarding prima facie evidence of reasonableness of the fees, and (6) provide for a lien on third-party proceeds for costs of San Francisco Fire Department emergency medical services; and amend San Francisco Health Code by adding Section 128.1 to set fees for emergency medical services and supplies provided by the San Francisco Fire Department and to provide for annual increase in fees based on Medical Consumer Price Index. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030625 [Increasing the Alemany Flea Market Daily Stall Fee]

Ordinance amending Section 9B.5 of the San Francisco Administrative Code by increasing the daily fee for a stall at the Alemany Flea Market from $30 per stall to $45 per stall. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030626 [Recreation and Parks - Fees]

Ordinance making environmental findings and amending the San Francisco Park Code by amending Section 12.08 to increase parking charges on Recreation and Park property; amending Section 12.09 to increase the fees for the carrousel; amending Section 12.15 to increase the fees for day camps; adding Section 12.29 to increase the fees for use of the photography center, adding Section 12.30 to increase the fees for participation in the latch key program, adding Section 12.31 requiring field trip reimbursements, adding Section 12.32 to increase the fee for resident golf cards, and adding Section 12.33 to increase fees for golf cart rental and driving range balls. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030627 [Treasurer's charge for returned checks]

Ordinance amending Administrative Code Section 10.13-1, to provide that the Treasurer may charge $35.00 for each check returned to the City without payment. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030628 [Making Environmental Findings and Increasing Fees Charged for Inspection and Certification of Agriculture Products]

Ordinance making environmental findings and amending the San Francisco Administrative Code to increase the fees charged by the Department of Consumer Assurance for inspection and certification of agriculture products prior to shipment. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030631 [Competitive Bid and Prevailing Wage Exemption for Job Training Program - San Francisco Conservation Corps]

Ordinance exempting the San Francisco Conservation Corps from the prevailing wage requirements and waiving the competitive bid requirements for the Recreation and Park Commission's award of a contract for construction of playgrounds, restoration of natural areas and implementation of erosion control measures in San Francisco parks. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030633 [Giving the Executive Director of the Department of Parking and Traffic the authority to promulgate regulations regarding parking revenue]

Ordinance amending Section 4910 of the Police Code to vest authority to promulgate regulations regarding parking revenue in the Executive Director of the Department of Parking and Traffic, instead of in the Tax Collector. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030637 [Extending Redevelopment Agency's Times for Incurring and Repaying Debt]

Ordinance approving, for the redevelopment plans listed below, the elimination of the existing time limits in each plan for establishment of loans, advances and indebtedness: (1) the Western Addition Area A-2 Redevelopment Plan, (2) the Yerba Buena Center Redevelopment Plan, (3) the Rincon Point - South Beach Redevelopment Plan, and (4) the Embarcadero-Lower Market (Golden Gateway) Redevelopment Plan. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030638 [Central Freeway Replacement Project]

Ordinance amending the San Francisco Administrative Code by adding Section 10.19-5 to appropriate revenues for the Central Freeway Replacement Project to the San Francisco County Transportation Authority as fiscal agent for the Project, to set conditions for the use of the funds, and to direct the City Controller to transfer the revenues. Supervisors Gonzalez, Ammiano, Peskin, Daly, McGoldrick presented. RECEIVED AND ASSIGNED to Rules Committee.

030642 [Public Employment - PUC]

Ordinance amending Ordinance No. 175-02 (Annual Salary Ordinance 2002/23) reflecting the creation of six positions (0.462 FTEs) at the San Francisco Public Utilities Commission for the Capital Improvement Program fiscal year 2002/03. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

030588 **[Pursuit of federal and state charges]**

Resolution urging the District Attorney and City Attorney to explore with Federal and State legal authorities the possibility of pursuing Racketeer Influenced and Corrupt Organizations Act (RICO) charges and any other federal or state violations against the organizers of the March 20th protests and subsequent days in the City and County of San Francisco. Supervisor Hall presented. REFERRED to City Services Committee.

030629 **[United Nations Plaza]**

Resolution approving the report of the Board of Supervisors' United Nations Plaza Working Group, and urging the Art Commission, Planning Commission, Department of Public Works, Mayor's Office and Bay Area Rapid Transit District (BART) to take all steps necessary and advisable to implement the report. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.

030630 **[PUC Commercial Paper Issuance]**

Resolution approving the issuance of not to exceed $250,000,000 aggregate principal amount outstanding at any one time of the San Francisco Public Utilities Commission Commercial Paper Notes (Water Series) pursuant to Article V of Chapter 43 of Part 1 of the San Francisco Municipal Code for the purpose of financing certain capital improvements related to the water enterprise; approving the maximum interest rate thereon; and related matters. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030639 **[Federal Funding - Community Development Grant]**

Resolution approving the 2003 Community Development Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to accept and expend the City's 2003 Community Development Block Grant (CDBG) entitlement from the U. S. Department of Housing and Urban Development, and Program Income of $33,542,928 which include indirect costs of $150,000, and approving expenditure schedules for recipient departments and agencies and for indirect costs. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030640 **[Federal Funding - Emergency Shelter Grants Program]**

Resolution approving the 2003 Emergency Shelter Grants Program and Expenditure Schedule; and authorizing the Mayor on behalf of the City and County of San Francisco to accept, and expend a $867,000 entitlement under the Emergency Shelter Grants Program from the U. S. Department of Housing and Urban Development. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030641 **[Federal Funding - Home Program]**

Resolution authorizing the Mayor of the City and County of San Francisco to accept and expend a grant from the U. S. Department of Housing and Urban Development for a total amount of $8,804,657 which include indirect cost of $10,000 for the HOME Program authorized under TITLE II of the National Affordable Housing Act of 1990, Public Law Number 101-625, and approving the HOME Program description as described in the 2003 Action Plan for San Francisco's Consolidated Plan. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030080 **[People's Earth Day in San Francisco]**

Resolution proclaiming Saturday, April 26, 2003 as "People's Earth Day Fair" Day in the City and County of San Francisco. Supervisors Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030164 **[Proclaim May as American Lung Association's Clean Air Month]**

Resolution proclaiming May 2003 as American Lung Association's Clean Air Month in the City and County of San Francisco. Supervisors Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030236 **[Commend Tanya Twyman]**

Resolution commending Tanya Twyman for her commitment and dedication to childcare services throughout the City. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030276 **[Commend Michael Tilson Thomas and the San Francisco Symphony]**

Resolution commending Michael Tilson Thomas and the San Francisco Symphony for their role as Cultural Ambassadors from the City of San Francisco representing the breadth and depth of the vitality of arts and cultural activities in the City. Supervisors Daly, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030290 [Commend Byron Yoanidis]

Resolution commending Byron Yoanidis of San Francisco, for his inspirational effort and his deep commitment to help those who face homelessness and mental illness. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030346 [Commend Deputy City Attorney Randy Edward Riddle]

Resolution commending Randy Edward Riddle for 15 years of exemplary public service to San Francisco as a Deputy City Attorney in the Government Law Division of the City Attorney's Office, and wishing him well in his future endeavors as General Counsel for the California Secretary of State. Supervisors Ammiano, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendment

030632 [Ballot Measures Submitted by the Board of Supervisors or its Members]

Charter amendment (First Draft) to amend Sections 2.113 to provide that the Board of Supervisors must hold a hearing at least 30 days before the deadline for submission to the voters of any ordinance or declaration of policy submitted by the Board of Supervisors of four or more of its members. Supervisor Newsom presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Requests for Hearing

030611 [Budget Hearings-Public Works, Transportation and Commerce]

Hearing to consider budget proposals for the Airport, Board of Appeals, Business and Economic Development Department, Department of Building Inspection, Department of Public Works, Emergency Communications Department, Municipal Transportation Agency, Port, Public Utilities Commission, Telecommunications and Information Services. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030612 [Budget Hearings-Culture and Recreation]

Hearing to consider budget proposals for Academy of Sciences, Art Commission, Asian Art Museum, Convention Facilities Management, Fine Arts Museum, Law Library, Public Library, Recreation and Park Commission and War Memorial. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030613 [Budget Hearings-Community Health]

Hearing to consider budget proposals for the Department of Public Health. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030614 [Budget Hearings-Human Welfare and Neighborhood Development]

Hearing to consider budget proposals for Adult and Aging Services, Department of the Status of Women, Environment, Human Rights Commission, Human Services and Rent Arbitration Board. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030615 [Budget Hearings-Public Protection]

Hearing to consider budget proposals for Adult Probation, District Attorney, Fire Department, Juvenile Probation, Medical Examiner, Police, Public Defender, Sheriff and Trial Courts. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030616 [Budget Hearings-Children and Youth]

Hearing to consider (1) budget proposals for Child Support Services, Children and Families Commission, Children, Youth and Their Families and the San Francisco Unified School District; (2) recommendations of the San Francisco Youth Commission related to the budget; and (3) issues related to the Children's Baseline and activities of other departments that benefit young people. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030634 [Proposed layoffs of cashiers and locker room attendants]

Hearing to consider proposed layoffs of cashiers and locker room attendants who work at City's pools. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Budget Committee.

030636 [Alternative activities for students]

Hearing to consider alternative activities for students who would otherwise attend Summer School, including funding scenarios and a competitive process to bid City contracts for alternative programs. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

030619 [Release of reserved funds, Airfield Development Bureau]

Motion for hearing regarding release of $3.7 million held in reserve of the Airfield Development Bureau budget allocation for Fiscal Year 2002-03. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030635 [Legislative Analyst Request]

Motion requesting the Legislative Analyst to compare and contrast the laws, regulations, and policies of Seattle and New York City for "facilitating" mass protests. Supervisor Hall presented. ASSIGNED to Board of Supervisors.

PROPOSED ORDINANCE

030539 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by Alison Duthie and other plaintiffs against the City and County of San Francisco and other defendants for $175,000; the lawsuit was filed on February 15, 2000 in United States District Court, Case No. C00-0539 (MEJ); entitled Alison Duthie, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030541 [Abolishing a portion of official sidewalk - Lyon Street south of Bay Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section No. 1559 to abolish a portion of official sidewalk on the westerly side of Lyon Street south of Bay Street; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk abolishment. (Public Works Department) . RECEIVED AND ASSIGNED to City Services Committee.

PROPOSED RESOLUTIONS

030534 [Used Oil Recycling Block Grant, 9th Cycle, Fiscal Year 2003/2004]

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $244,619.00 from the California Integrated Waste Management Board for the purpose of increasing Used Motor Oil Recycling and Household Hazardous Waste Management. (Environment) Supervisors Dufty, Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

030535 [State Grant for Enforcing Proper Disposal of Waste Tires]

Resolution authorizing the Department of the Environment to apply for, accept and expend a grant in the amount of $189,938 from the California Integrated Waste Management Board for enforcing proper disposal of waste tires. (Environment) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030536 [Amendment to Real Property Lease]

Resolution authorizing a second amendment to an existing lease of office space at 1212 Market Street, also known as 11 Grove Street, for the Department of the Environment. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030537 [Research on club-drugs and HIV risk behavior in high-risk men]

Resolution authorizing the San Francisco Department of Public Health, AIDS Office (SFDPHAIDS) to accept retroactively and expend a grant in the amount of $159,973 from the National Institute on Drug Abuse (NIDA) for research on club-drugs and HIV risk behavior in high-risk men and to enter into an agreement for the use of these funds; for the period of March 1, 2003 to February 29, 2004. (Public Health Department) Supervisors Dufty, Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

030540 [Airport Concession Lease]

Resolution approving the Terminal 3 Specialty Retail Store Lease between Brookstone Company, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030546 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Lane Street and McKinnon Avenue, stopping westbound McKinnon Avenue at Lane Street;
Green and Taylor Streets, stopping both Green and Taylor Streets, making this uncontrolled T-intersection an all-way STOP;
20th Avenue and Kirkham Street, stopping Kirkham Street, making this intersection an all-way STOP;
Jennings Street and Thomas Avenue, stopping Jennings Street, making this intersection an all-way STOP;
Olmstead and Girard Streets, stopping Olmstead Street at Girard Street, making this intersection into an all-way STOP;
Ruthland Street and Raymond Avenue, stopping Rutland Street at Raymond Avenue, making this intersection an all-way STOP;
Newhall Street and La Salle Avenue, stopping Newhall Street at La Salle Avenue; and
McKinnon Avenue and Newhall Street, stopping McKinnon Avenue at Newhall Street.
Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030547 [Traffic Regulations on Various Streets]

Resolution enacting and rescinding traffic regulations on various streets.

NO RIGHT TURN ON RED - ESTABLISH
Dwight Street, eastbound, at San Bruno Avenue.

NO RIGHT TURN ON RED - ESTABLISH
Beach Blanket Babylon Boulevard (Green Street), eastbound, at Columbus Avenue.

NO LEFT TURN AND NO U-TURN - RESCIND
The Embarcadero, southbound, at Washington Street.

NO U-TURN - RESCIND
The Embarcadero, northbound, at Broadway.

NO LEFT TURN - ESTABLISH
Fulton Street, eastbound, at 43rd Avenue.

NO RIGHT TURN ON RED FROM 7 AM TO 8 PM - ESTABLISH
Geary Expressway and Laguna Street, all approaches.

NO LEFT TURN, 7:00 AM TO 9:00 AM AND 4:00 TO 6:00 PM, EXCEPT SATURDAY AND SUNDAY - RESCIND
NO LEFT TURN - ESTABLISH
Judah Street, both directions, at 14th Avenue. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030548 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Church Street east side, between 21st and 22nd Streets (900 block); and
Church Street, west side, between 21st and Hill Streets (900 block).

NOTE:The 900 block of Church Street will be legislated to be signed as an Area "S" and Area "Z" buffer zone. The residents of Church Street will receive only Area "S" permits, but the signs on the block will eventually allow both Area "S" and "Z" permit holders to park. The signs will initially allow only "S" parking, but will be changed as the Area "Z" boundary expands and merges with Area "S".

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
19th Avenue, east side, from Junipero Serra Boulevard to 68 feet southerly.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Northern end of 20th Avenue, north of Lake Street, from west curb to 20 feet easterly.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Dorman Avenue, both sides, between Barneveld and Palou Avenues.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Palou Avenue, both sides, between Barneveld Avenue and Industrial Street.

TOW-AWAY, NO PARKING ANYTIME - RESCIND
Blake Street, west side, from its terminus north of Geary Boulevard to 30 feet southerly.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
RESIDENTIAL PERMIT PARKING AREA "A" (2-HOUR TIME LIMIT, 8 AM - 7 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Broadway North Service Road, south side, from 13 to 240 feet east of Hyde Street.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Broadway North Service Road, north side, from 0 to 240 feet east of Hyde Street. (Parking and Traffic Department) .
RECEIVED AND ASSIGNED to Land Use Committee.

030605 **[Modification #9 to Lease and Use Agreement with US Airways, Inc. at Terminal 1 - SF International Airport]**

Resolution approving and authorizing the execution of Modification # 9 to the Lease and Use Agreement L-82-0120 with US Airways, Inc., to reduce terminal space in Terminal 1 of San Francisco International Airport. (Airport Commission) .
RECEIVED AND ASSIGNED to Finance and Audits Committee.

PROPOSED MOTIONS

030550 **[Appointment, Entertainment Commission]**

Motion approving the Mayor's nomination for appointment of Audrey Joseph to the Entertainment Commission, term to be determined. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

030551 **[Appointment, Entertainment Commission]**

Motion rejecting the Mayor's nomination for appointment of Audrey Joseph to the Entertainment Commission for the term to be determined. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

030599 **[Appointment, Entertainment Commission]**

Motion approving the Mayor's nomination for appointment of Jordan Shlain to the Entertainment Commission, term to be determined. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

030600 **[Appointment, Entertainment Commission]**

Motion rejecting the Mayor's nomination for appointment of Jordan Shlain to the Entertainment Commission for the term to be determined. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

030601 **[Appointment, Entertainment Commission]**

Motion approving the Mayor's nomination for appointment of Bowman Leong to the Entertainment Commission, term to be determined. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

030602 **[Appointment, Entertainment Commission]**

Motion rejecting the Mayor's nomination for appointment of Bowman Leong to the Entertainment Commission for the term to be determined. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

030603 **[Appointment, Entertainment Commission]**

Motion approving the Mayor's nomination for appointment of Bruce G. Lorin to the Entertainment Commission, term to be determined. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

030604 **[Appointment, Entertainment Commission]**

Motion rejecting the Mayor's nomination for appointment of Bruce G. Lorin to the Entertainment Commission for the term to be determined. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

Board Minutes for March 25, 2003 approved.

Requests Granted

From: Supervisor Ammiano
To: Superintendent, SFUSD
Requesting/Inquiring: To identify school facilities that could be used to house non-profit programs to serve students this summer, if the City identifies funding, including costs of operating these school facilities during the summer.

From: Supervisor Ammiano
To: Director, Children, Youth and Their Families
Requesting/Inquiring: Requesting a budget update regarding increased revenues to the Children's Fund that could be targeted to fund summer school alternatives for target student populations.

From: Supervisor Ammiano
To: Director, Department of Recreation and Parks
Requesting/Inquiring: To provide an update regarding potential program cuts that will further limit recreational alternatives available to kids this summer.

From: Supervisor Daly
To: Controller
City Attorney
Requesting/Inquiring: To draft a supplemental appropriation ordinance to provide funding for the Public Education Special Fund in Fiscal Year 2002-2003.

From: Supervisor Maxwell
To: Department of Parking and Traffic
Requesting/Inquiring: To conduct a traffic study at the intersection of Father Sammon Way and Connecticut Street. Specifically, Supervisor Maxwell would like DPT to investigate the feasibility of installing four-way stop signs at this intersection. Seniors and children from the neighborhood heavily utilize this intersection. For the safety of our community, neighbors are asking for better traffic regulation in this area.

Supervisor Maxwell request that this report is provided to her office by May 30, 2003.

From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: Please review the below proposal and determine if it is different from current law, whether or not its provisions are constitutional, and, finally, draft it into a form for introduction.

Be it ordained, by the people of the City and County of San Francisco, that anyone who knowingly and deliberately disrupts, blocks or impedes, in any manner, the normal flow of traffic or pedestrian access, by sitting upon, lying down, or congregating in large groups, on any Sidewalk, Street, or any other Public Roadway, within the City and County of San Francisco, shall be guilty of a misdemeanor. Conviction for any segment of this misdemeanor, as set forth in this initiative, shall be punishable by a mandatory fine of no less than Three Hundred Dollars ($300) or more than Five Hundred Dollars ($500), plus all relevant court costs. All arrests, without exception, made under this ordinance, shall carry a mandatory cash bail of no less than One Thousand Dollars ($1000). No individual, upon arrest, may be released from custody, until and unless, they have provided authorities with valid identification. Any individual, who refuses to provide any Court, with valid identification, may be found to be in contempt.

<u>In Memoriams</u>

Eva Agatha Kelly (Supervisor Hall)
Mary Aquinas Whooley (Supervisor Hall)
Thomas J. Quilter (Supervisor Hall)

41 Library
100 Larkin Street
Government Information Center

F
90
13
4/22/03

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
April 22, 2003

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT
APR 25 2003
SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

030677 [Requiring Slip Resistant Manhole Covers and Sub-sidewalk Basement Cover]
Ordinance adding Public Works Code Section 790 to require the installation of slip resistant manhole covers and sub-sidewalk basement covers in compliance with the Americans with Disabilities Act's Accessibility Guidelines' recommended standards, to grant the Director of Public Works authority to enforce requirements, and to provide for administrative and civil penalties for violations. Supervisors Peskin, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030678 [Prohibiting subsurface development on property adjacent to the Embarcadero, owned by the City and dedicated as open space]
Ordinance prohibiting subsurface development on certain real property located at Drumm Street, between Clay and Washington Streets, described generally as Assessor's Block 202, Lots 6, 14 and a portion of 15, and a portion of Block 203, Lot 14, partial jurisdiction over which has previously been transferred from the Department of Public Works to the Recreation and Park Commission, and transferring to the Recreation and Park Commission the subsurface area of property previously transferred. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

030679 [Resource Efficiency Requirements and Green Building Standards]
Ordinance amending the San Francisco Environment Code Chapter 7, Resource Efficiency Requirements, to include new provisions for green building design principles for City construction projects and to reconfigure the Resource Efficiency Task Force. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030683 [Funding for the over-expenditures in the Conflicts Panel (Indigent Defense) Program]
Ordinance appropriating $150,000 in the Child Support Services Fund and $1,050,000 from the General Fund Reserve for a total of $1,200,000 to cover over-expenditures in legal expenses associated with the Conflicts Panel (Indigent Defense) Program consisting of $500,000 carried forward from FY 2001-02 and $700,000 of FY 2002-03 for the Superior Court for fiscal year 2002-03. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030689 [Pass through to residential tenants 50% of water bill charges attributable to water rate increases resulting from issuance of PUC water system revenue bonds]

Draft ordinance amending Administrative Code Chapter 37 (Residential Rent Stabilization and Arbitration Ordinance) by amending Sections 37.2, 37.3, and 37.8, to provide that landlords may pass through to residential tenants fifty percent (50%) of water bill charges attributable to water rate increases resulting from the issuance of any PUC water system revenue bonds authorized at the November 5, 2002 election, where a unit is in compliance with any applicable laws requiring water conservation devices; to provide that tenants be given notice of any such passthrough; to provide that any such passthrough does not become part of a tenant's base rent; to provide that a tenant may file a hardship application with the Rent Board for relief from all or part of the cost passthrough, and that if a hardship application is granted the affected landlord may utilize any available Public Utilities Commission low-income rate discount program or similar program for water bill reduction based on the tenant's hardship status; to provide that a tenant may file a petition with the Rent Board within one year of the effective date of a passthrough for determination of whether that passthrough is in compliance with the Code, and that the landlord bears the burden of proving the accuracy of the passthrough calculations in such a hearing; clarification of other Rent Ordinance provisions, in order to distinguish general obligation bonds from water revenue bonds; and technical changes in order to conform to other recent Rent Ordinance amendments. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

030675 [State Budget Priorities]

Resolution establishing the official position of the City and County of San Francisco on the state budget and endorsing principles for a balanced solution to the state budget crisis. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030685 [Appointment - Director of Citizen Complaints]

Resolution confirming the appointment of Kevin Allen to the position of Director of Citizen Complaints (OCC). (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

030694 [Commend Saint Anthony Foundation]

Resolution commending the Saint Anthony Dining Room for serving their 30 millionth meal on April 30, 2003. Supervisors Daly, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030695 [Commend Laura Ware]

Resolution commending Laura Ware for fourteen years of leadership, commitment, and dedicated service to improving the lives of homeless people in San Francisco. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030696 [Re-creation of Community Land Trust Task Force]

Resolution re-creating the Community Land Trust Task Force and re-appointing Peter Doty, Marianne Love, Lotus Yee Fong, Ada Chan, Lisa Feldstein, Rene Cazenave, Marc Solomon, James Tracy, Rick Lewis, Ash Kumar Gujral, Philip Williams, and Mark Wilson, for the purpose of adopting a draft report, reporting back to the Board and sunset its operations within two months of the adoption of this resolution. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030697 [Full Citizenship for members of the Armed Forces]

Resolution urging the President of the United States of America to take actions necessary to guarantee the awarding of full American citizenship to every man and woman serving in the United States Armed Forces in the War in Iraq or upon their favorable discharge from the Armed Forces. Supervisors Hall, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030698 [San Francisco Medical Society]

Resolution commending the San Francisco Medical Society for its 135 years as a professional association representing physicians in the City and County of San Francisco. Supervisors Hall, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030699 [Asian Pacific American Heritage Month]

Resolution declaring May 2003 as "Asian Pacific American Heritage Month" in the City and County of San Francisco. Supervisors Newsom, Dufty, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030700 [Commend Department of the Environment]

Resolution commending the Department of the Environment for their continuing support of A Living Library Project. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030701 [Commend Education Not Incarceration]

Resolution commending the Education Not Incarceration coalition for holding a statewide rally in Sacramento on May 8, 2003 to protest Governor Gray Davis' decision to cut education spending while increasing prison spending. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030702 [Assembly Bill 1006]

Resolution urging the California State Legislature to pass AB 1006: Healthy Schools Bill of 2003 to prohibit the use of the most highly toxic pesticides on school property. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

030676 [Health Department Budget Cuts]

Hearing to consider the budget of the Health Department, and proposed cuts. Also, to consider recent findings of the Budget Analyst in its audit of San Francisco General Hospital. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

030686 [Cleaning programs in San Francisco.]

Hearing to discuss the importance of community based cleaning programs in San Francisco. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.

030687 [Municipal minimum wage]

Hearing for the purpose of allowing the University of California at Berkeley to present its findings on the impacts of creating a municipal minimum wage as requested by the San Francisco Board of Supervisors in File No. 021107, Resolution No. 453-02. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030688 [Crystal Methamphetamine and HIV]

Hearing to consider the implications of Crystal Methamphetamine (Speed) usage on rising rates of HIV infections as well as complicating the health status of individuals already affected by HIV/AIDS. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

030673 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030674 **[Closed Session - Existing Litigation, City as Plaintiff]**

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City alleges, in sum, that manufacturers, distributors and dealers of handguns have created a public nuisance and engaged in unfair and unlawful business practices by distributing guns in ways that enable criminals and juveniles to acquire them.

Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(1) permit this closed session. Discussion in open session concerning these matters would likely and unavoidably prejudice the position of the City in the pending lawsuit listed below.

People of the State of California v. Arcadia Machine & Tool, Inc., et al.
J. C. C. P. No. 4095 (originally S. F. Superior Court No. 303-753 (filed May 25, 1999), pending before the Hon. Vincent P. DiFiglia in San Diego Superior Court. Supervisor Gonzalez presented. ASSIGNED to Board of Supervisors.

030680 **[Establishing a Select Committee on the San Francisco Police Department]**

Motion to establish a Select Committee on the San Francisco Police Department pursuant to Board of Supervisors Rules of Order, Rule 5.26. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

030682 **[Conflict of Interest Law Amendments]**

Motion ordering submitted to the voters an ordinance authorizing the Conflict of Interest Law Amendments at an election to be held on November 4, 2003. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

030684 **[Board of Supervisors/Clerk of the Board's Annual Budget]**

Motion adding Rules 6.23 and 6.24 to the Rules of Order of the Board of Supervisors to provide a process for review and approval of the Board of Supervisors/Clerk of the Board's annual budget prior to submission to the Mayor. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.

Charter Amendment

030681 **[Charter Amendment-Ethics provisions to move various provisions into ordinances, make technical changes, and clarify ambiguities in existing provisions]**

Charter amendment (First Draft) to amend Sections 4.108, 4.109, 10.101, 15.100, 15.103, 15.105, and Article XVII, delete sections 15.104, 15.106, 15.108, C8.105 and add section 18.115 to make technical changes, to move various provisions into ordinances, and to clarify existing provisions. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED ORDINANCES

030596 **[Settlement of Lawsuit]**

Ordinance approving settlement of litigation of City and County of San Francisco against Nishkian & Associates for $40,000. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

030598 **[Settlement of Claim]**

Resolution approving the settlement of the unlitigated claim filed by Farmers Insurance Company as subrogee of Yuk Wah Shung against San Francisco; claim was filed on January 21, 2003. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

Clerk to Act - Meeting of April 22, 2003

Requests Granted

From: Supervisor Sandoval
To: Department of Recreation and Park
Requesting/Inquiring: Inquiring about the following:

1. Current physical condition of Balboa Pool and the estimated timeline to address any structural issues.
2. If the Balboa Pool is anticipated to be closed for repair, please communicate the reason for, estimated time of, and duration of closure of the pool to the parties listed below.
3. Please identify the principal contact person at the Recreation and Park Department charged with supervising any projects pertaining to Balboa Pool.
4. Will the contact person charged with supervising Balboa Pool projects attend the next meeting of the New Mission Terrace Improvement Association scheduled for May 19th, 7 p.m. at the Ingleside Police Station Community Room?
5. Please send all responses to both the Office of Gerardo C. Sandoval and to John McGirr, President of the New Mission Terrace Improvement Association, PO Box 12111, San Francisco, CA 94112.

Also requesting the Clerk of the Board send a carbon copy of this inquiry and all responses to:

Office of Supervisor Gerardo C. Sandoval
C/o Aly Young

John McGirr
President
New Mission Terrace Improvement Association
PO Box 12111
San Francisco, CA 94112

From: Supervisor Newsom
To: Director, San Francisco Redevelopment Agency
Requesting/Inquiring: Inquiring of the following projects: all housing development projects, Mission Bay, Hunters Point Shipyard, the Mexican Museum, the Jewish Museum, and the African Diaspora Museum:

- What is the planned use relating to each of these projects?
- What is the number of projected jobs generated from each of these projects?
- What is the estimated value of each of these completed projects?
- What is the current status of each of these projects? Is it in the planning, negotiating or implementation stage?
- Estimated completion of construction of these projects? What is the estimated completion date of these projects?
- What barriers, if any, might add to the delay of the completion of these projects?

From: Supervisor Newsom
To: Director, San Francisco Planning Department
Requesting/Inquiring: Inquiring about the Schlage lock project:

- What is the planned use relating to this project?
- What is the number of projected jobs, if any, generated from this project?
- What is the estimated value of this project?
- Is this project in its planning, negotiating or implementation stage?
- Estimated completion of construction of this project? What is the estimated completion date of this project?
- What barriers, if any, might add to the delay of the completion of this project?

From: Supervisor Newsom
To: Municipal Transportation Authority
San Francisco Redevelopment Agency
San Francisco Public Utilities Commission
Department of Public Works
Treasure Island Development Authority
Mayor's Office of Business and Economic Development
Port of San Francisco
Department on the Environment
Workforce Investment Board
Requesting/Inquiring: To report on the following:

- What State or federal grants have been awarded to your department in the past year?
- What are your planning efforts toward applying for State or federal grant programs?
- Do you currently collaborate at a regional level or departmental level in applying for State or federal grant opportunities?

Please specify any planning efforts or grants being sought by your department/agency in relation to Workforce Development, Infrastructure and Housing.

From: Supervisor Newsom
To: Executive Director, Municipal Transportation Authority
Requesting/Inquiring: Inquiring as to the feasibility of using a numbered ticket system at the Cable Car turnarounds at Market and Powell and at Bay and Taylor.

From: Supervisor Newsom
To: Director, Mayor's Office of Business and Economic Development
Requesting/Inquiring: Inquiring of the following projects: the Caltrains Downtown Extension/Transbay Terminal, Octavia Boulevard, Bloomingdale's, 49er Stadium/Mall, and the Old Mint:

- What is the planned use relating to each of the project?
- What is the number of projected jobs generated from each of these projects?
- What is the estimated value of each of these completed projects?
- What is the current status of each of these projects? Is it in the planning, negotiating or implementation stage?
- What is the estimated completion date of these projects? Estimated completion of construction of these projects?
- What, if any, are barriers that may add to the delay of the completion of these projects?

From: Supervisor Newsom
To: General Manager, San Francisco Public Utilities Commission
Requesting/Inquiring: Inquiring of the following projects: the Electrical Reliability Project, Initial Storm Water Management Plan, Vactor Truck Dewartering Pilot Project, Lake Merced, Lombard Reservoir Replacement Project, La Grande Water Replacement Tank Replacement Project, and Hetch Hetchy:

- What is the planned use relating to each of these projects?
- What is the number of projected jobs generated from each of these projects?
- What is the estimated value of each of these completed projects?
- What is the current status of each of these projects? Is it in the planning, negotiating or implementation stage?
- Estimated completion of construction of these projects? What is the estimated completion date of these projects?
- What barriers, if any, might add to the delay of the completion of these projects?

From: Supervisor Newsom
To: Executive Director, Treasure Island Development Authority
Requesting/Inquiring: To report on the following regarding the Treasure Island Project:

- What is the planned use relating to this project?
- What is the number of projected jobs generated from this project?
- What is the estimated value of this completed project?
- What is the current status of this project? Is it in the planning, negotiating or implementation stage?
- Estimated completion of construction of this project? What is the estimated completion date of this project?
- What barriers, if any, might add to the delay of the completion of this project?

From: Supervisor Newsom
To: Director, Department of Public Works
Requesting/Inquiring: Inquiring of the Laguna Honda Hospital Replacement Valley Demolition & Mass Excavation project:

- What is the planned use relating to this project?
- What is the number of projected jobs generated from this project?
- What is the estimated value of this completed project?
- What is the current status of this project? Is it in the planning, negotiating or implementation stage?
- Estimated completion of construction of this project? What is the estimated completion date of this project?
- What barriers, if any, might add to the delay of the completion of this project?

From: Supervisor Newsom
To: Executive Director, Port of San Francisco
Requesting/Inquiring: Inquiring of the following projects: the Cruise Brannan Street Wharf, Bryant Street Piers, the China Basin Shoreline Park, the Ferry Building Rehabilitation, Piers 1 1/2 - 5, Piers 27 - 31 Recreation Project, Pier 70, the International Museum of Women and the Rincon Park Restaurants project:

- What is the planned use relating to these projects?
- What is the number of projected jobs generated from these projects?
- What is the estimated value of these completed projects?
- What is the current status of each of these projects? Is it in the planning, negotiating or implementation stage?
- Estimated completion of construction of these projects? What is the estimated completion date of these projects?
- What barriers, if any, might add to the delay of the completion of these projects?

From: Supervisor Newsom
To: Director, Municipal Transportation Agency
Requesting/Inquiring: Inquiring of the following projects: the Third Street Light Rail project, J-Church Rail Replacement, K-Ingleside Rail Replacement, L-Taraval Rail Replacement and the N-Judah Rail Replacement project:

- What is the planned use relating to these projects?
- What is the number of projected jobs generated from these projects?
- What is the estimated value of these completed projects?
- What is the current status of each of these projects? Is it in the planning, negotiating or implementation stage?
- Estimated completion of construction of these projects? What is the estimated completion date of these projects?
- What barriers, if any, might add to the delay of the completion of these projects?

From: Supervisor Newsom
To: Director, Department of Human Services
Requesting/Inquiring: Inquiring about the department's ability to utilize federal and state welfare allocation funds in order to create a local working families tax credit program for the City and County of San Francisco.

In Memoriams
Nathan Migden (Entire Board)
Estelle Mackota (Supervisor Dufty)
James Klint (Supervisor Dufty)
Phillip Y. Ten (Supervisor Hall)
Leo Thomas Walsh (Supervisor Hall, Newsom)
Anita Borg (Supervisor Newsom)
C. Roy Sabean (Supervisor Sandoval)

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Legislation Introduced
Including All Off-Calendar Items
April 29, 2003

OFF-AGENDA LEGISLATION

Ordinances

030689 **[Pass through to residential tenants 50% of water bill charges attributable to water rate increases resulting from issuance of PUC water system revenue bonds]**

Ordinance amending Administrative Code Chapter 37 (Residential Rent Stabilization and Arbitration Ordinance) by amending Sections 37.2, 37.3, and 37.8, to provide that landlords may pass through to residential tenants fifty percent (50%) of water bill charges attributable to water rate increases resulting from the issuance of any PUC water system revenue bonds authorized at the November 5, 2002 election, where a unit is in compliance with any applicable laws requiring water conservation devices; to provide that tenants be given notice of any such passthrough; to provide that any such passthrough does not become part of a tenant's base rent; to provide that a tenant may file a hardship application with the Rent Board for relief from all or part of the cost passthrough, and that if a hardship application is granted the affected landlord may utilize any available Public Utilities Commission low-income rate discount program or similar program for water bill reduction based on the tenant's hardship status; to provide that a tenant may file a petition with the Rent Board within one year of the effective date of a passthrough for determination of whether that passthrough is in compliance with the Code, and that the landlord bears the burden of proving the accuracy of the passthrough calculations in such a hearing: clarification of other Rent Ordinance provisions, in order to distinguish general obligation bonds from water revenue bonds; and technical changes in order to conform to other recent Rent Ordinance amendments. Supervisors Daly, Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030565 **[MOU - Supervising Probation Officers, Local 3]**

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers, Local 3 (for Supervising Probation Officers) to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. ASSIGNED to Budget Committee.

030566 **[MOU - Operating Engineers, Local 3,]**

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers, Local 3, to be effective July 1, 2003 through June 30, 2005. (Mayor) . ASSIGNED to Budget Committee.

030567 **[MOU - Plasterers and Shophands, Local 66]**

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Plasterers and Shophands, Local 66, to be effective July 1, 2003 through June 30, 2005. (Mayor) . ASSIGNED to Budget Committee.

030568 [MOU - Bricklayers, Stone Masons, Terrazo Mechanics, Marble Masons, Pointers, Caulkers and Cleaners, Local 3, and Hod Carriers, Local 36]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers, Stone Masons, Terrazzo Mechanics, Marble Masons, Pointers, Caulkers and Cleaners, Local 3, and Hod Carriers, Local 36, to be effective July 1, 2003 through June 30, 2005. (Mayor) . ASSIGNED to Budget Committee.

030569 [MOU - Federation of Professional and Technical Engineers, Local 21]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO, to be effective July 1, 2003 through June 30, 2005. (Mayor) . ASSIGNED to Budget Committee.

030570 [MOU - Deputy Sheriffs' Association]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Deputy Sheriffs' Association to be effective July 1, 2003 through June 30, 2005. (Mayor) . ASSIGNED to Budget Committee.

030572 [MOU - MEA]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association to be effective July 1, 2003 through June 30, 2005. (Mayor) . ASSIGNED to Budget Committee.

030623 [Amending Section 106 of the San Francisco Fire Code to Increase Fees For Services.]

Ordinance amending Section 106 of the San Francisco Fire Code to increase fees for Fire Department services, to become operative on its effective date or on July 1, 2003 whichever is later. (Mayor) Mayor, Supervisor Daly presented. ASSIGNED to Budget Committee.

030624 [Setting fees for emergency medical services provided by the Fire Department, granting authority to Fire Department to bill for such costs, and setting forth procedures]

Ordinance amending San Francisco Health Code by repealing Section 117 as obsolete; amending San Francisco Health Code Sections 119, 120, 123, 124.1 and 124.5 to: (1) delete reference to Section 117 and add reference to Sections 128 and 128.1, (2) authorize the San Francisco Fire Department to bill for fees for emergency medical services, (3) authorize the San Francisco Fire Department to investigate the ability of patients to pay for the costs of emergency medical services, (4) include the San Francisco Fire Department as a Department for which it is a crime to conceal the ability to pay, (5) include reference to the San Francisco Fire Department in section regarding prima facie evidence of reasonableness of the fees, and (6) provide for a lien on third-party proceeds for costs of San Francisco Fire Department emergency medical services; and amend San Francisco Health Code by adding Section 128.1 to set fees for emergency medical services and supplies provided by the San Francisco Fire Department and to provide for annual increase in fees based on Medical Consumer Price Index. (Mayor) . ASSIGNED to Budget Committee.

030709 [MOU - Transport Workers Union, Local 250-A (7410)]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union, Local 250-A (7410), to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030710 [MOU - Building Inspectors' Association (for Class 6334, Chief Building Inspector)]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Building Inspectors' Association (for Class 6334, Chief Building Inspector) to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030711 [MOU - Sheet Metal Workers International Union, Local 104]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Sheet Metal Workers International Union, Local 104, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030712 [MOU - (I.A.T.S.E.), Local 16]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the International Alliance of Theatrical Stage Employees (I.A.T.S.E.), Local 16, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030713 [MOU - Carpenters, Local 22]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Carpenters, Local 22, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030714 [MOU - Laborers International Union, Local 261]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local 261, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030715 [MOU - Pile Drivers, Divers, Wharf and Dock Builders, Local 34]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Pile Drivers, Divers, Wharf and Dock Builders, Local 34, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030717 [MOU - Ironworkers, Local 377,]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Ironworkers, Local 377, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030718 [MOU - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030719 [MOU - Stationary Engineers, Local 39]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Stationary Engineers, Local 39, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030720 [MOU - Roofers, Local 40]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Roofers, Local 40, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030721 [MOU - Painter's Local Union No. 4]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Painter's Local Union No. 4, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030722 [MOU - Cement Masons, Local 580]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Cement Masons, Local 580, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030724 [MOU - International Brotherhood of Electrical Workers, Local 6]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030725 [MOU - Glaziers, Architectural Metal and Glass Workers Union, Local 718]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Glaziers, Architectural Metal and Glass Workers Union, Local 718, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030726 [MOU - Teamsters, Local 853]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 853, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030727 [MOU - Teamsters, Local 856]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030731 [MOU - Teamsters, Local 350]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 350, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030732 [MOU - Transport Workers Union, Local 250-A Multi-Unit]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union, Local 250-A Multi-Unit, to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030733 [MOU - Transport Workers Union, Local 200 (SEAM)]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union, Local 200 (SEAM), to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030734 [MOU - Building Inspectors' Association (for Class 6331, Building Inspector and Class 6333, Senior Building Inspector)]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Building Inspectors' Association (for Class 6331, Building Inspector and Class 6333, Senior Building Inspector) to be effective July 1, 2003 through June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

030735 [Appropriation, $714,075 - Environmental evaluation of various city projects]

Ordinance appropriating $714,075 of surplus City Planning Commission Fees for professional services for preparation of Environmental Impact Reports (EIRs) related to community planning for San Francisco's eastern neighborhoods (Mission, South of Market, Showplace Square/Potrero Hill, Visitation Valley and Bayview/Hunter's Point) and salary and fringe benefits for existing unfunded positions involved in Contract supervision of the EIRs and to address backlogs in environmental evaluation of various city projects for fiscal year 2002-03, placing a reserve of $527,003. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030736 [Appropriation , $4,725,783 - Police Department and Sheriff's Department for the anti-war demonstrations]

Ordinance appropriating a total of $4,725,783 from the General Reserve, consisting of $4,230,573 for the Police Department to cover over-expenditures in overtime, fringe benefits, workers compensation and non-personal services, and $495,210 for the Sheriff's Department for overtime, fringe benefits, and food associated with the provision of mutual aid to the Police Department during the anti-war demonstrations, for fiscal year 2002-03. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030737 [Preservation of Emergency Nature of Shelter; Prevention of Displacement From a Shelter Bed Based Solely on Lack of Income]

Ordinance adding Article II to Chapter 20 of the San Francisco Administrative Code to preserve the emergency nature of the City's shelter system and to prevent displacement of an individual from a shelter bed based solely on the individual's lack of income. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to City Services Committee.

030738 [Residential Permit Parking Exemption - Itinerant Teachers]

Ordinance authorizing the Department of Parking and Traffic to issue city-wide permits to exempt San Francisco Unified School District itinerant teachers and designated school administrators from Residential Permit Parking regulations. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

030739 [Requiring for all public work involving asphalt that asphalt be purchased from the City asphalt plant]

Draft ordinance adopting new Section 6.9 of Administrative Code Chapter 6, Article I, requiring that for all public work involving asphalt that public work contractors purchase the asphalt from the City asphalt plant. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030742 [Appropriation, $1,500,000 - Department of Elections]

Ordinance appropriating funding not to exceed $1,500,000 from the General Fund Reserve for professional services to implement a ranked-choice voting system for the Department of Elections for fiscal year 2002-03. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

030716 [Confirming the appointment of Sue Bierman to the San Francisco Port Commission]

Resolution confirming the appointment of Sue Bierman to the San Francisco Port Commission, to serve the remaining four-year term, ending May 1, 2006. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

030723 [Confirming the appointment of Michela Aioto-Pier to the San Francisco Port Commission]

Resolution confirming the appointment of Michela Aioto-Pier to the San Francisco Port Commission, to serve the remaining four-year term, ending May 1, 2004. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

030728 [Confirming the appointment of Wilfred Hsu to the San Francisco Port Commission]

Resolution confirming the appointment of Wilfred Hsu to the San Francisco Port Commission, to serve the remaining four-year term, ending May 1, 2006. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

030729 [Use of Former Embarcadero Freeway Parcel on Broadway Street]

Resolution adopting a City policy regarding the use of the former Embarcadero Freeway right-of-way parcel known as Broadway Parcel I, on Broadway between Sansome and Battery Streets, Assessor Block 165, Lot 21, and the application of proceeds generated from its sale or other transfer. (Mayor) . RECEIVED AND ASSIGNED to Land Use Committee.

030730 [Sale of Assessor's Block 3740, Lot 27 to Redevelopment Agency for $10,034,140]

Resolution approving the sale of real property commonly known as Assessor's Block 3740, Lot 27 (consisting of approximately 34,057 square feet and located along the west side of Spear Street between Folsom and Howard Streets) to the San Francisco Redevelopment Agency for $10,034,140. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030743 [Lease, Parking Agreement and Negative Declaration for Piers 1½, 3 and 5]

Resolution approving and authorizing a 66-year Lease with San Francisco Waterfront Partners, LLC for Piers 1½, 3 and 5, Approving Related Parking Agreement, and Adopting Findings of Mitigated Negative Declaration pursuant to California Environmental Quality Act. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030752 [Purchase of Real Property at 1298 Ocean Avenue for the Public Library]

Resolution authorizing the execution and performance of an Agreement of Purchase and Sale for Real Estate between the City and County of San Francisco and George Yasbek, a single man (the "Seller"), for the purchase of real property and improvements located at 1298 Ocean Avenue, San Francisco, for use as the Ingleside Branch Library of the San Francisco Public Library; adopting findings under the California Environmental Quality Act; and adopting the findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030757 [Extension of Planning Commission Review Period]

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by amending Sections 311 and 312 to require expanded public notice of exterior alteration projects and requiring the Building and Planning Departments to issue implementing regulations within 90 days and report to the Board on the effectiveness of the ordinance no later than nine months thereafter. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030758 **[Commend Gateway High School]**

Resolution commending Gateway High School and Principal Peter Thorp for being recognized as a California Distinguished School. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030759 **[Mount Davidson Commendation]**

Resolution commending The City Attorney's Office, including Deputy City Attorneys Teresa Stricker, Ellen Forman, Kate Stacy and Mariam Morley, Former Deputy City Attorneys Mara Rosales, Peter Obstler and Elizabeth Dietrich for their successful efforts to defend the sale of the cross on Mount Davidson and the Council of Armenian American Organizations of Northern California for their successful efforts to preserve the cross on Mount Davidson as a memorial to the Armenian Genocide. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030760 **[Jackson Square Special Use District]**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code with respect to creation of the Jackson Square Special Use District. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030761 **[US Senator Rick Santorum]**

Resolution urging Senator Rick Santorum to step down from his leadership position in the Republican Party and to apologize for his comments made on April 7th, 2003 to the Associated Press. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030762 **[Fish Alley]**

Resolution urging the San Francisco Port and the Port Commission to continue its discussion with the tenants of the building located at Wharf J10, specifically to seek options other than demolition of the building and structure at Wharf J10 in Fish Alley. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030763 **[Declare May 2003 Safe Jobs for Youth Month]**

Resolution declaring May 2003 as "Safe Jobs for Youth Month" in the City and County of San Francisco. Supervisors Ma, Newsom, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030764 **[Preserve and Expand Summer Programming]**

Resolution supporting efforts to preserve and expand summer programming and urging City departments and the San Francisco Unified School District to identify ways to keep school buildings open for community-based organizations' usage. Supervisors Ma, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030765 **[Commend Chen Yi]**

Resolution honoring the works and contributions of composer Chen Yi for the occasion on Dr. Chen's 50th birthday. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030766 **[Supporting Senate Bill 848]**

Resolution urging the support of Senate Bill 848, which would double or increase the fines for specified traffic violations cited in school zones in any city or county that approves a required local implementing ordinance and authorize the use of these enhanced fine revenues for pedestrian and bicycle safety programs. Supervisors Ma, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030767 **[Declare May 6, 2003 as World Asthma Day in SF]**

Resolution declaring May 6th, 2003 as World Asthma Day in San Francisco. Supervisors Maxwell, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030768 [Proud Young Women's Day]

Resolution commending Martin Luther King Middle School for their efforts to empower and develop leadership in their young women and proclaiming May 14, 2003 as "Proud Young Women's Day in the City and County of San Francisco. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030769 [Proclaim May 19-25, 2003, as Public Works Week in SF]

Resolution proclaiming May 19 through 25, 2003, as Public Works Week in San Francisco. Supervisors Maxwell, Dufty, Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030770 [Supporting California Bicycle Commute Week]

Resolution supporting California Bicycle Commute Week May 12-16, 2003. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

030751 [SF Mental Health Rehabilitation Facility]

Hearing to consider the proposed plan to relicense the San Francisco Mental Health Rehabilitation Facility as a residential board and care facility and potential alternatives to this plan. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Budget Committee.

030753 [Asthma Task Force's Strategic Plan]

Hearing to consider the Asthma Task Force's Strategic Plan. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

030754 [Police accountability, oversight options, and appointment of the Police Commission]

Hearing concerning reports from the Office of the Controller, Office of Citizen's Complaints, City Attorney's Office, and the San Francisco Police Department regarding police accountability and oversight options, including composition and appointment of the Police Commission. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

030756 [Committee of the Whole]

Motion scheduling a Committee of the Whole to consider health service reductions (Bielenson Hearing), to be held on June 10, 2003 at 3:00 PM. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030740 [Amending Rule 4.29 at Board of Supervisors meetings]

Motion amending Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that at meetings of the Board of Supervisors the recognition of public dignitaries shall occur at 2pm, and the recognition of commendations shall occur at 3pm. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

030755 [Amend Rule 3.9 - Board of Supervisors Meetings]

Motion amending Rule 3.9 of the Rules of Order of the Board of Supervisors to provide that Public Announcements regarding the business of the City may be made during Roll Call for Introductions at meetings of the Board of Supervisors. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

Charter Amendment

030741 [Charter Amendment - Commission on the Environment]

Charter Amendment (First Draft) to amend Section 4.118 to clarify the jurisdiction of the San Francisco Commission on the Environment. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED ORDINANCES

030652 [Amendments to the Municipal Elections Code]

Ordinance amending the Municipal Elections Code to amend Sections 110, 200, 250, 260, 300, 360, 370, 500, 510, 530, 535, 550, 590, 595, and 800, add Sections 225 and 270, and delete Sections 830 and 930 to: Conform the Municipal Elections Code to recent changes in the Charter; change the deadlines for submission of materials for publication in the Voter Information Pamphlet; specify the public examination periods for each category of material submitted for publication in the Voter Information Pamphlet; modify the deadlines for delivery of the Voter Information Pamphlet prior to each general and special election; specify language for inclusion in the Voter Information Pamphlet concerning ballot measures which concern the same subject matter and which may have conflicting provisions; explicitly incorporate the State law that applies to local ballot designations; explicitly state the rules concerning ballot printing after the death of a candidate; impose a 100-word limit on bond measure statements; add definitions; correct outdated code references; codify departmental practice; and clarify ambiguous language. (Elections Department) . ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030643 [Street Vacation for Metro East Project]

Ordinance ordering the summary vacation of portions of 26th Street, Michigan Street, Georgia Street and Louisiana Street; making findings pursuant to the California Streets and Highways Code, Chapter 4, Sections 8330 et seq.; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and ratifying acts and authorizing actions in furtherance of the ordinance. (Real Estate Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030034 [Campaign Finance Reform Amendments of 2003]

Ordinance amending Article 1, Chapter 1 of the Campaign and Governmental Conduct Code by amending sections 1.104, 1.114, and 1.148 to clarify and consolidate definitions; amending section 1.106 to clarify that State law is incorporated; amending section 1.108 to clarify that it applies only to candidates; amending section 1.110 to provide the Ethics Commission discretion to provide additional office hours prior to an election and to conform to minimum state law record retention periods; amending section 1.114 to apply contribution limits to affiliated entity contributions, to authorize the Ethics Commission to determine when contributions must be returned and to reduce or waive forfeiture penalties, and to clarifiy that limits apply to special elections; amending section 1.116 to extend loan limitations to candidates for all City elective offices and to authorize the Commission to adjust these amounts; amending section 1.122 to clarify that campaign funds may be used for officeholder expenses, to provide that certain surplus funds may be donated to charity, and that contributions transferred between a candidate's committees must be attributed to specific contributors; deleting section 1.124 on money laundering because the ordinance already incorporates state law provisions; amending section 1.126 to extend the time period city contractors are prohibited from making contributions to public officials who approve their contracts; amending section 1.128 to provide a penalty for violating an agreement to limit campaign spending; amending section 1.130 to clarify that expenditure ceilings apply in special elections and to reflect that spending limits have been adjusted for inflation; amending sections 1.134 and 1.152, deleting section 1.146 and adding a new section 1.135 to consolidate and harmonize provisions on lifting the spending limits; amending section 1.140 to correct cross-references, to require that candidates file a statement of intent to participate in public financing, to lower to $5,000 the threshold for qualifying for public financing, and to provide additional time for qualifying for public financing, amending section 1.142 to require filing of statement of intent to participate in public financing program; amending section 1.150 to provide that repayment of public funds shall be made to the Ethics Commission, rather than the Controller, for deposit in the Election Campaign Fund; amending section 1.152 to conform language to other amended sections; amending sections 1.144 and 1.154 to extend the time for the Ethics Commission to determine whether pro-ration is required; amending section 1.162 to clarify that the notice provision applies only to mass mailings; amending section 1.163 to require recordkeeping for recorded telephone messages; amending section 1.164 to clarify references; amending section 1.168 to eliminate language suggesting that persons can obtain immunity if they do not receive a response to a request for advice within a specified period of time; amending section 1.170 to increase the penalties for violations of the Ordinance to $5,000, to incorporate penalties described in section 1.172, and to clarify personal and joint and several liability; deleting section 1.172; and amending section 1.174 to clarify that the department of elections may decline to certify a nomination if a candidate fails to file a statement regarding acceptance or rejection of spending limits. Supervisor Gonzalez presented. SUBSTITUTED.

PROPOSED RESOLUTIONS

030345 **[Acceptance of Gift]**

Resolution accepting a gift of $55,000 from the Market Street Railway and authorizing said funds to be expended for the purchase of Historic Streetcar #162 from the Orange Empire Railway Museum. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030371 **[Agreement to Sell approximately 22,000 sq. ft. of unimproved real property located at Beale and Bryant Streets and to Lease Piers 30-32 to San Francisco Cruise Terminal, LLC]**

Resolution approving and authorizing an Agreement with San Francisco Cruise Terminal, LLC for the Sale of approximately 22,000 square feet of real property located at the corner of Beale and Bryant Streets on Seawall Lot 330; approving and authorizing a 66-year Lease with San Francisco Cruise Terminal, LLC for Piers 30-32; adopting findings that the conveyance is consistent with the City's General Plan and eight Priority Policies of City Planning Code Section 101.1; authorizing expenditure of proceeds received under the Sale Agreement towards costs of the Brannan Street Wharf and Piers 30-32 Cruise Terminal Project; and authorizing the Port's Executive Director and the City's Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution. (Port) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030379 **[CEQA Findings for Cruise Terminal Mixed-Use Project]**

Resolution adopting findings pursuant to the California Environmental Quality Act (CEQA) and the State CEQA Guidelines, including a statement of overriding considerations, in connection with the proposed mixed-use Cruise Terminal Project, located on Pier 30-32, a condominium tower on a portion of Seawall Lot 330, and a public open space project in the location of Pier 34 and 36, in the Port of San Francisco, City and County of San Francisco. (Port) . RECEIVED AND ASSIGNED to Land Use Committee.

030538 **[Professional Services Contract]**

Resolution approving the Public Utilities Commission's approval of Amendment No. 2 to Contract No. CS-524, Program Management Contract, changing the designated consultant's title, name references, and setting the criteria for the payment of performance fees; and approving the renewal of Contract No. CS-524, the Water Infrastructure Partners (WIP) for a third year; and approving the release of contract Year 3 reserved funds of $5.188M. (Public Utilities Commission) Supervisors Maxwell, Sandoval, McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030653 **[Mayor's Summer Food Service Program]**

Resolution authorizing the Department of Children, Youth and Their Families to accept and expend a grant in the amount of $485,794 from the United States Department of Agriculture for Mayor's Summer Food Service Program. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act - Meeting of April 29, 2003

Board Minutes for April 1, 2003 approved.

In Memoriams

Patricia E. Evans (Entire Board)
Margarete Connolly (Entire Board)
John Reilly (Supervisor Hall)
Diana Chung (Supervisor Ma)
David Clark (Supervisor Maxwell)

41 Library
100 Larkin Street
Government Information Center

GF
390
13
1/6/03

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

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Legislation Introduced
Including All Off-Calendar Items
May 6, 2003

OFF-AGENDA LEGISLATION

Ordinances

030803 **[Appropriation - $6,000,000 for the Public Education Programs]**
Ordinance appropriating $2,000,000 of Delinquent Payroll Tax Revenue and $4,000,000 from the State Revenue Stabilization Reserve for a total of $6,000,000 for public education programs for fiscal year 2002-03. Supervisors Daly, Ma presented. RECEIVED AND ASSIGNED to Budget Committee.

030737 **[Preservation of Emergency Nature of Shelter; Prevention of Displacement, Prioritization, or Set-Asides of Shelter Beds Based Solely on Income]**
Ordinance adding Article II to Chapter 20 of the San Francisco Administrative Code to preserve the emergency nature of the City's shelter system; to prevent displacement of an individual from a shelter bed based solely on that individual's income, and to prohibit prioritization or set-asides of shelter beds based on income. Supervisor McGoldrick presented. ASSIGNED to City Services Committee.

030804 **[Appropriation - $700,000 for the Airport custodial services]**
Ordinance rescinding $700,000 of unencumbered appropriation authority for the Airport Runway Configuration capital project and appropriating $700,000 in fund balance for custodial services for the Airport Commission for fiscal year 2002-03. Supervisors Sandoval, Daly, Gonzalez, McGoldrick, Peskin, Ammiano presented. RECEIVED AND ASSIGNED to Budget Committee.

030810 **[Jobs-Housing Linkage Program and the Child Care Fee]**
Ordinance amending Section 313.1 of the Planning Code to authorize the Planning Department, the Mayor's Office of Housing and the Department of Building Inspection to delegate responsibilities under the Jobs-Housing Linkage Program, and amending Section 314.1 of the Planning Code to authorize the Planning Department to delegate responsibilities under the Child Care Fee. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

030811 **[Creating Exemption for Administrative Fee for Provision of Additional Police Services Pursuant to Administrative Code Section 10B.2]**
Ordinance amending San Francisco Police Code Section 10B.2 to create an exception for payment of an administrative fee for contracting for additional police services. Supervisor Peskin presented. RECEIVED AND ASSIGNED to City Services Committee.

030813 **[Government Funding, Fiscal Year 2003-04]**
Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for selected departments of the City and County of San Francisco as of May 1, 2003, for fiscal year ending June 30, 2004. (Controller) . RECEIVED AND ASSIGNED to Budget Committee.

030830 [Public Works Code Permit Fees and Assessment]

Ordinance adding Article 2.1 of the Public Works Code to add sections 2.1.1, 2.1.2, 2.1.3, and 2.1.4 concerning permit fees and occupancy assessments, specifying procedures to establish such permit fees and assessments, amending section 2.4.45 to modify the procedures for fee review and adjustments, and making environmental findings. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

Resolutions

030793 [Opposition to the Proposed Potrero Unit 7 Power Plant]

Resolution opposing the proposed Potrero Unit 7 power plant project and urging City officials and departments not to enter into any agreements that may be required to facilitate or enable the siting, licensing, approval or construction of the proposed Potrero Unit 7 power plant and urging the City Attorney to actively oppose the Potrero Unit 7 project in all forums. Supervisors Maxwell, Ammiano, Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.

030794 [Exclusive Negotiating Agreement for Development of the Old Mint]

Resolution endorsing the City entering into an Exclusive Negotiating Agreement with the San Francisco Museum and Historical Society for the development of the Old Mint. (Mayor) Mayor, Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030795 [Conveyance of Old Mint]

Resolution authorizing the City to accept title to the Old Mint pursuant to a deed and programmatic agreement and adopting findings. (Mayor) Mayor, Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030796 [Commending the Mission Branch YMCA]

Resolution commending the Mission YMCA for 50 years of outstanding service to the residents of San Francisco. Supervisor Sandoval presented. ADOPTED.

030797 [Recognizing Bettye Opal Simon-Johnson.]

Resolution recognizing the life and work of Bettye Opal Simon-Johnson. Supervisor Sandoval presented. ADOPTED.

030798 [Water Bond Coalition of Northern and Coastal California]

Resolution supporting participation by the City and County of San Francisco in the Water Bond Coalition of Northern and Coastal California, endorsing efforts by the Coalition to develop fair and equitable distribution of state water bond funds and ongoing efforts to facilitate development of integrated regional water management plans, and forwarding the names of Supervisors Gavin Newsom, Tony Hall and Gerardo Sandoval as candidates from the City and County of San Francisco who wish to serve on the Water Bond Coalition of Northern and Coastal California. Supervisors Newsom, Sandoval presented. RECEIVED AND ASSIGNED to Rules Committee.

030799 [Vehicular and Pedestrian Safety Mitigation]

Resolution urging the Department of Parking and Traffic to take all necessary steps in mitigating unsafe traffic conditions at the intersections of Chestnut and Richardson Streets, Richardson and Lombard Streets, Lombard and Baker Streets and Baker and Richardson Streets, including but not limited to consideration of the installation of a countdown lights, the installation of a lit crosswalk at these intersections, and the installation of a cul-de-sac at this intersection; and working with the Office of the City Attorney and the San Francisco Police Department in concert for a unified and collaborative effort to make safer streets and ensure maximum vehicular and pedestrian safety. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Land Use Committee.

030800 [STOP Intersection]

Resolution designating Buchanan and Northpoint intersection as an all "STOP" intersection. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Land Use Committee.

030801 [Web-based Customer Relationship Management System]

Resolution urging the Department of Telecommunications and Information Systems (DTIS) to pursue all options necessary to develop a web-based 311 Call Center request system attached to the city's existing website; and directing the DTIS to coordinate with all appropriate city departments to continue with developing a project plan necessary to implement a full-scale web-based Customer Relationship Management System for the City and County of San Francisco. Supervisor Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

030808 [Motorcycle Sidewalk Parking Policy]

Resolution urging the new director of the Department of Parking and Traffic to continue the policy of decriminalizing responsible parking of motorcycles on sidewalks to the extent that they do not impede pedestrians. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.

030814 [Summer School Programs]

Resolution urging the Mayor's Office to recommend reallocating funds from under-performing programs funded through the Children's Fund to fund alternative programs to summer school programs. Furthermore, the alternative programs would be administered by the Department of Children Youth & Their Families. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030815 [Urging SFUSD to waive fees for alternative programs to Summer School]

Resolution urging the San Francisco Unified School District to provide free access to school sites for alternatives to summer school programs. Furthermore, urging the Mayor's Office in conjunction with the Board of Supervisors to secure funds for the Unified School District to fill any shortfall that would result from waiving rental fees. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030816 [Commend Gay Asian Pacific Alliance]

Resolution commending the Gay Asian Pacific Alliance (GAPA) for 15 years of service to the Lesbian, Gay, Bisexual and Transgender Asian and Pacific Islander (API) community in San Francisco and declaring May 17, 2003 "GAPA Day" in the City and County of San Francisco. Supervisors Dufty, Ma, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030817 [Commend SF Gay and Lesbian Tennis Federation]

Resolution commending the San Francisco Gay and Lesbian Tennis Federation (GLTF) for its annual tournament. Supervisor Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030819 [Support Senate Concurrent Resolution 12]

Resolution urging the State Legislature to adopt Senate Concurrent Resolution 12, introduced by Senator Richard Alarcon, which would create a joint committee charged with developing a master plan to end poverty in the State of California. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030820 [Accept and Expend Gift]

Resolution authorizing the Director of Planning to accept and expend a gift in the amount of $150,000 from the Jessie Square Garage Partners, LLC, an affiliate of Millennium Partners, for purposes of the gift. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030821 [Stop Sign Designation - Greenwich and Powell Streets]

Resolution urging the installation of four-way Stop signs at the intersection of Greenwich and Powell Streets. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030833 [Senate Bill 1005]

Resolution urging the California State Legislature to Pass SB 1005: The Safe Ratios Enforcement Act. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030834 [Commending Bernard Osher Foundation]

Resolution commending the Bernard Osher Foundation for awarding $350,000 in grant funds to the Friends and Foundation of the San Francisco Library for the Branch Library Project. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030836 [OMI Family Center]

Resolution urging the Mayor to preserve mental health services within the City and County of San Francisco and services at the OMI Family Center in the face of the upcoming budget crisis. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030789 [Children and Families Commission Annual Budget, FY 2003-04]

Resolution approving the Annual Budget of the Children and Families Commission of the City and County of San Francisco for fiscal year 2003-2004.. RECEIVED AND ASSIGNED to Budget Committee.

030828 [Housing Element of General Plan]

Resolution requesting that the Planning Department give the highest priority to completion of environmental review for the revision of the Housing Element of the City's General Plan. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

030805 [Recreation and Park Department]

Hearing for the purpose of allowing the Recreation and Park Department to present its status on:
(a) Placing the Significant Natural Resource Areas Management Plan online for interested neighborhood and park groups and individuals to have access to the information as requested by the San Francisco Board of Supervisors in File No. 021264, Resolution No. 609-02; and (b) Assisting the Citizen's Advisory Committee for the Natural Areas Program (NAPCAC) in its activities until after a new management plan is developed and approved as requested, provided by the San Francisco Board of Supervisors in File No. 021260, Resolution No. 653-02. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

030806 [SFPD School Resource Officer Program]

Hearing regarding the School Resource Officer Program of the San Francisco Police Department. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030807 [Workforce Planning]

Hearing to consider the ramifications of anticipated large-scale retirements of public sector employees in the City and County of San Francisco in the coming years, and discussion of planning strategy to effectively address City and Country workforce needs for the future. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030791 [Budget Hearing and Review, FY 2003-04]

Hearing to consider the Annual Budget for the San Francisco Airport for fiscal year 2003-2004.. RECEIVED AND ASSIGNED to Budget Committee.

030790 [Budget Hearing and Review, FY 2003-04]

Hearing to consider the Annual Budget for Child Support Services, Department of Building Inspection, and the Retirement System for fiscal year 2003-2004.. RECEIVED AND ASSIGNED to Budget Committee.

030826 [Budget Hearing and Review, FY 2003-04]

Hearing to consider the Annual Budget for the Rent Arbitrtion Board, Port, General City Responsibility for fiscal year 2003-2004.. RECEIVED AND ASSIGNED to Budget Committee.

030827 [Budget Hearing and Review, FY 2003-04]

Hearing to consider the Annual Budget for the Public Utilities Commission for fiscal year 2003-2004.. RECEIVED AND ASSIGNED to Budget Committee.

Motions

030792 **[Needle Exchange Emergency]**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030809 **[Legislative Analyst Request]**

Motion requesting the Office of the Legislative Analyst (OLA) to compare and contrast how Public Guardian Offices in other major counties accommodate hospitals wanting to refer their clients for probate/Lanterman-Petris-Short (LPS) conservatorships. In addition, the OLA should review whether these counties have contracts with hospitals to "fast track" discharged patients. Supervisor Ma presented. ASSIGNED to Board of Supervisors.

030818 **[Directing the Budget Analyst to Conduct a Management Audit of the Controller's Office]**

Motion amending the Schedule of Audits for the Budget Analyst and directing the Budget Analyst to conduct a management audit of the Controller's Office on a priority basis Supervisors Hall, Gonzalez, Ammiano, Dufty, Maxwell, McGoldrick, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendment

030802 **[Charter Amendment - Controller to assess the City's maintenance of streets/parks and delivery of other services to the public]**

Charter amendment (First Draft) to amend section 3.105 and add Appendix F to require the Controller to assess the City's maintenance of streets and parks and delivery of other services to the public. Supervisor Hall presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030812 **[Charter Amendment - Controller to assess the City's maintenance of streets/parks and delivery of other services to the public]**

Charter amendment (First Draft) to amend section 3.105 and add Appendix F to require the Controller to assess the City's maintenance of streets and parks and delivery of other services to the public. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED ORDINANCES

030660 **[Settlement of Lawsuit - Carmi L. Johnson]**

Ordinance authorizing settlement of the lawsuit filed by Carmi L. Johnson against the City and County of San Francisco for $85,000; the lawsuit was filed on March 2, 2001 in United States District Court, Northern District, Case No. C01-0904 SBA; entitled Carmi L. Johnson v. City and County of San Francisco, Roland Chen, Therese Madden; other material terms of said settlement are: 1. PUC to redistribute policies regarding prevention of harassment and retaliation; 2. City to provide contact individual at City Department of Human Resources for future EEO issues. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030691 **[Settlement of Legal Proceeding]**

Ordinance approving the settlement of a claim flied by the City and County San Francisco in the bankruptcy entitled In re Metricom, Inc., United States District Court, Northern District of California, Case No. 01-53291-ASW. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030703 **[Settlement of Lawsuit - Sherri Cytanovich]**

Ordinance authorizing settlement of the lawsuit filed by Sherri Cytanovich against the City and County of San Francisco for $100,000; the lawsuit was filed on December 8, 2001 in San Francisco Superior Court, Case No. 401-091; entitled Sherri Cytanovich, et al., v. City and County of San Francisco, et al. (City Attorney) . RECOMMENDED AS COMMITTEE REPORT.

030747 **[Fee Schedule Amendments - Planning Department]**

Ordinance amending the San Francisco Administrative Code by amending Chapter 31, Article IV to increase fees for services. (Planning Department) . RECEIVED AND ASSIGNED to Budget Committee.

030748 **[Fee Schedule Amendments - Planning Department]**

Ordinance amending the San Francisco Planning Code by amending Article 3.5 to increase fees for services. (Planning Department) . RECEIVED AND ASSIGNED to Budget Committee.

PROPOSED RESOLUTIONS

030692 **[Accept- Expend Proposition 13 Grant]**

Resolution authorizing the Department of the San Francisco Public Utilities Commission to accept and expend a grant in the amount of $1 million from the Proposition 13 account for the removal of Niles and Sunol dams. (Public Utilities Commission) . RECEIVED AND ASSIGNED to City Services Committee.

030693 **[Prevailing Wage Rates]**

Resolution fixing the prevailing wage rates for workers in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City. (Civil Service Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030745 **[Settlement of Claim - Thomas W. Westwood]**

Resolution approving the settlement of the unlitigated claim filed on February 7, 2002 by Thomas W. Westwood against the City and County of San Francisco. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030746 **[Mental health services to HIV positive women and their adult family members amendment 2]**

Resolution authorizing the San Francisco Department of Public Health, HIV Mental Health Program at the Center for Special Problems (SFDPH, CSP) to enter retroactively into an agreement, Amendment Number 2, in an additional amount of $30,000 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to provide outpatient mental health services to women who have HIV and their adult family members, for the period of August 1, 2002 to July 31, 2003. (Public Health Department) . RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of May 6, 2003

Board Minutes for April 8, 2003 approved.

Requests Granted

From: Supervisor McGoldrick
To: City Attorney
Requesting/Inquiring: To draft an Ordinance requiring any request to any department of CCSF under the USA PATRIOT Act to be referred to the Board of Supervisors for review and final decision, with the advice and consultation of the City Attorney. The ordinance also should require that the City Attorney track and report annually on all such requests, including the federal department making such request, the type of such request, the CCSF department receiving such request, and the decision of the Board of Supervisors in response to such request.

From: Supervisor Newsom
To: Director, Department of Public Works
Requesting/Inquiring: Inquiring about the feasibility for DPW to budget the Greenwich Street underground wiring project for Fiscal Year 2003-04. Please include the following:

1. Specify how the department will work in collaboration with the neighborhood groups and other related private and public city agencies to ensure this prioritization.
2. How does the department's Street Construction Coordination Center plan to coordinate work among different agencies or excavators on future under ground wiring projects, including but not limited to sewer, water and paving projects in the neighborhood?
3. What public notices will be given to the neighbors of the immediate area affected by future underground wiring projects?

From: Supervisor Newsom
To: Executive Director, Presidio Trust
Director, Department of Parking and Traffic
Requesting/Inquiring: Inquiring on the status of the commitment made by the City and the Presidio Trust to mitigate traffic and pedestrian safety concerns around the Presidio Gate located at Fifteenth Avenue, including the following:

1. What is the status of funding speed bumps to slow traffic in the area of the Fifteenth Avenue gate?
2. What is the status of repainting and highlighting the stop sign and pedestrian crosswalk at the Fifteen Avenue Gate?
3. What is the status of securing traffic law enforcement efforts from the Presidio Park Police?
4. What is the status of the neighbor application to DPT's City Traffic Calming Program for traffic enforcement assistance?
5. What is the status of a traffic calming study be conducted regarding the allowable speed allowed on Fifteen Avenue?

6. What neighborhood meetings have been held to discuss the traffic study/traffic count at the Fifteenth Avenue gate?
7. What exactly is the level of coordination between the Presidio Trust and the Department of Parking and Traffic on the completion of the aforementioned traffic study?
8. To what extent is the Presidio Trust and the Department of Parking and Traffic responsible for deciding what traffic calming measures occur at the Fourteenth Avenue/Lake Street and Fifteenth Avenue/Lake intersections?

From: Supervisor Hall
To: Department of Human Resources
Department of Aging and Adult Services
Requesting/Inquiring: Please compile a list of all the services and benefits available to our city employees when they need time off to take care of elderly parents.

In Memoriams
Henry Berman (Entire Board)
Eric Gupton (Supervisor Ammiano)
Walter Sisulu (Supervisor Gonzalez)
Julia Middleton (Supervisor Maxwell)
Ella King Torrey (Supervisors Newsom, Peskin)

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TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
May 13, 2003

OFF-AGENDA LEGISLATION

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Introduced by Supervisors or Mayor

Ordinances

030845 [Appropriation - $2,416,160, Department of Elections]
Ordinance appropriating $2,416,160 from the General Fund Reserve to implement the ranked-choice voting public education plan for the Department of Elections for fiscal year 2002-03. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030848 [General Assistance-In-kind Assistance]
Ordinance modifying the City's General Assistance (GA) Program by amending San Francisco Administrative Code Sec. 20.57 to reflect the current grant amount; amending Administrative Code Sec. 20.59.3 to provide in-kind housing, utilities and meals to homeless applicants and recipients; amending Administrative Code Sec. 20.57.1 to value housing, utilities and meals provided to homeless recipients as in-kind assistance; adding Administrative Code Sec. 20.57.6A. to provide a special needs allowance to homeless recipients; adding Administrative Code Sec. 20.60.12 to establish a baseline GA budget; adding Administrative Code Sec. 20.60.13 to require a Controller's evaluation; adding Administrative Code Sec. 20.60.14 to establish an operative date for these amendments of on or before July 1, 2003. Supervisors Newsom, Dufty, Sandoval, McGoldrick, Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

030849 [Setting Administrative Fee for Tow of Vehicles]
Ordinance approving administrative fee of $200 pursuant to Traffic Code Section 170.2-A for police costs for towing of vehicles. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030862 [Restricted Traffic Streets]
Ordinance adding Traffic Code Sections 28.1.107, 28.1.108, and 28.1.109 to restrict any person from operating a vehicle with gross weight in excess of 6,000 pounds on Claremont Boulevard between Portola Drive and Taraval Street, Dewey Boulevard between Laguna Honda Boulevard and Taraval Street, and Taraval Street between 14th Avenue and Dewey Boulevard. Supervisor Hall presented. RECEIVED AND ASSIGNED to Land Use Committee.

030868 [Elimination of Paid Ballot Arguments]
Ordinance amending the Municipal Elections Code to amend Sections 500, 530, 535 and 585 and deleting Sections 555, 560, 565, 570 and 830 to eliminate paid ballot arguments from the Voter Information Pamphlet. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030869 [Tobacco Sales Permit]
Ordinance amending the San Francisco Health Code by adding Article 19H to require a permit for tobacco sales and amending the San Francisco Business and Tax Regulations Code by adding section 249.16 to set the fee for the tobacco sales permit. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030870 [Repealing Airport Commission authority to approve counsel assigned to the Airport]

Ordinance repealing Administrative Code Section 2A.172 to eliminate the Airport Commission's authority to approve counsel assigned to the Airport by the City Attorney. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030871 [General Assistance - In-Kind Assistance]

Ordinance amending Administrative Code sections 20.57, 20.59.3, and 20.57.1; adding Administrative Code sections 20.57.6A., 20.60.12, Sec. 20.60.13, and 20.60.14. Supervisors Daly, Ma, Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

030847 [Designating Fire Stations as Permissible Locations to Safely Surrender a Child 72 Hours Old or Less Without Criminal Prosecution for Child Abandonment]

Resolution designating San Francisco Fire Stations as permissible locations for a parent or any adult with legal custody of a child to safely surrender that child without criminal prosecution for child abandonment. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030851 [Contract - Department of the Environment and PG&E]

Resolution pursuant to Charter section 9.118(a) authorizing the Department of the Environment to enter into a contract for up to $1,550,000.00 with Pacific, Gas and Electric Company ("PG&E") to implement a Demand Reduction Through Energy Efficiency Pilot Program in the City and County of San Francisco. Mayor, Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030860 [AAA School Safety Patrol's 80th Anniversary]

Resolution recognizing and honoring the members of the AAA School Safety Patrol on the Patrol's 80th Anniversary. Supervisor Dufty presented. ADOPTED.

030861 [AcroSports Day]

Resolution declaring May 18, 2003 AcroSports Day. Supervisors McGoldrick, Dufty presented. ADOPTED.

030875 [Commend Armando Miranda]

Resolution commending Armando Miranda for his extraordinarily considerate, compassionate and thorough work as deputy public defender for the San Francisco Drug Court. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030876 [Commend Francis Scott Key Elementary School]

Resolution commending Francis Scott Key Elementary School's achievement as a recipient of the 2003 No Child Left Behind Title I Achieving Schools Award. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030877 [PUC Project Labor Agreement]

Resolution urging the San Francisco Public Utilities Commission to include social justice components in its Project Labor Agreement for the Hetch Hetchy Water System Capital Improvement Program. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030878 [Asthma Training]

Resolution to support an Initiative for Asthma Training and Posting of Asthma Emergency Protocols at City-Funded Childcare Facilities. Supervisors Maxwell, Dufty, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030879 [Senate Bill 60]

Resolution in support of SB 60 regarding the use of federal tax ID numbers instead of social security numbers when applying for driver's licenses. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030891 [Emergency Medical Services Week]

Resolution commending all providers of Emergency Medical Services for their contributions to the citizens and visitors of San Francisco and proclaiming the week of May 18-24, 2003 as Emergency Medical Services Week in the City and County of San Francisco. Supervisors Newsom, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030892 [Clean Energy Exchange with India]

Resolution supporting efforts to curb global warming and to develop partnerships with communities in India that allow for the sharing of information on emission reduction programs. Supervisors Peskin, Daly, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030893 [Union Janitors]

Resolution urging the University of California San Francisco (UCSF) to make janitorial custodians in-house employees and corporate citizens of the City and County of San Francisco to utilize union janitorial services. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

030632 [Ballot Measures Submitted by the Board of Supervisors, Four or More of its Members, or the Mayor]

Charter amendment (Second Draft) to amend 2.113 and 3.100 to provide that any proposed ordinance, bond measure, or declaration of policy submitted to the Director of Elections by the Board of Supervisors. by four or more of its members, or by the Mayor, must by submitted to the Board of Supervisors no later than 45 days before the deadline for submission of the measure to the Director of Elections, and to require that the Board of Supervisors hold a hearing on the proposed ordinance, bond measure, or declaration of policy and on any amendment thereto no later than 30 days before the deadline for submission of the measure to the Board of Directors, provided that failure of the Board of Supervisors to hold a hearing on a measure submitted by less than the full Board of Supervisors or by the Mayor shall not preclude submission of the measure to the voters. Supervisors Newsom, Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030682 [Charter Amendment - Conflict of Interest Law Amendments]

Charter amendment (Second Draft) to amend Sections 4.108, 4.109, 10.101, 15.100, 15.103, 15.105, 16.118 and Article XVII, deleting Sections 15.104, 15.106, 15.108, C8.105 and adding Sections 18.115, C9.101, C9.102, C9.103, C9.104, C9.105, C9.106, C9.107, C9.108, C9.109, C9.110, C9.111, C9.112, C9.113, C9.114, C9.115, C9.116, C9.117, C9.118, C9.119, C9.120, C9.121, C9.122, C9.123, C9.124, C9.125 and C9.126 to enact new conflict of interest provisions, to make technical changes, to move various provisions into ordinances, and to clarify existing provisions.. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030852 [Charter Amendment - District offices and staff members for members of the Board of Supervisors]

Charter amendment (First Draft) to amend Section 2.117, to establish district offices for members of the Board of Supervisors and to eliminate the limit on the number of staff members. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030853 [Charter Amendment - Board of Supervisors Proceedings]

Charter amendment (First Draft) to amend Sections 2.103, 2.104, and Article XVII, to modify the provisions governing the proceedings of the Board of Supervisors by tolling deadlines for action by the Board when the Board is in recess, and by reducing the number of votes required at the Board of Supervisors for various actions when one or more Board members are disqualified from voting on a matter because of a conflict of interest. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030854 [Charter Amendment - Controller as the City Services Auditor]

Charter amendment (First Draft) to amend Section 3.105 and adding Appendix F to designate the Controller as the City Services Auditor, establish duties for that function, make the Controller a non-voting ex-officio member of the Board of Supervisors and all City commissions, and set aside 0.2 percent of the City's annual budget for a Controller's Audit Fund. Supervisor Hall presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030855 [Charter Amendment - Early retirement benefits to employees in classifications identified for layoffs due to the City's fiscal crisis]

Charter amendment (First Draft) to add Sections A8.401 and A8.522 to provide early retirement benefits to eligible employees. (Mayor) Mayor presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030856 [Charter Amendment - Health Service System]

Charter amendment (First Draft) to amend Sections 10.102, 12.200, 12.202, 12.203, A8.421, A8.422, A8.423, A8.428, and A8.432 to the San Francisco Charter. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030857 [Charter Amendment - Retirement Benefits for District Attorneys, Public Defenders and Public Defender Investigators]

Charter amendment (First Draft) to add Appendix A8.583 relating to retirement benefits for attorneys in the District Attorney's and Public Defender's offices and Public Defender Investigators. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030858 [Charter Amendment - Rainy Day (Economic Stabilization) Reserve for City Government and SFUSD]

Charter amendment (Second Draft) to add Section 9.113.5 and amend Section 9.113, to create a Rainy Day (Economic Stabilization) Reserve and clarify general rules for fiscal operations. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030859 [Charter Amendment - Police Commission; Office of Citizen Complaints; Police Misconduct]

Charter amendment (First Draft) to amend the Charter of the City and County by amending Sections 4.109, 4.127, A8.343 and A8.344. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030864 [Charter Amendment - Municipal Railway Rates]

Charter amendment (First Draft) to amend Sections 8A.102, 8A.106, and 8A.108 to freeze Municipal Railway rates at their January 1, 2003 levels and to change the process for approving increases in Municipal Railway rates. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030865 [Charter Amendment - Police/Sheriff Merger]

Charter amendment (First Draft) to add Section 6.105 to establish a process for a Sheriff and Police Department merger. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030866 [Charter Amendment - Establishing an Elected Rent Board]

Charter amendment (First Draft) to add a new Article VIA to establish an elected San Francisco Residential Rent Stabilization and Arbitration Board that would replace the existing appointed Rent Board. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030867 [Charter Amendment - Planning and Economic Department Commission]

Charter amendment (First Draft) to delete Section 4.121 and Appendix D that establish the Building Inspection Commission, and to amend Section 4.105 to establish a Planning and Economic Development Commission consisting of the current members of the Planning Commission that would manage the Department of Planning and the Department of Building Inspection. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Request for Hearing

030872 [Budget Analyst's performance audit of the San Francisco Zoo]

Hearing to review and implement recommendations of the Budget Analyst's performance audit of the San Francisco Zoo prepared for the Board of Supervisors in January 2000. Supervisor Ma presented. RECEIVED AND ASSIGNED to Zoo Audit Select Committee.

030873 [Closed Session - Existing Litigation - Care Not Cash Initiative, City as Defendant (Respondent)]

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the petitioners challenge the validity of Proposition N, "Care Not Cash Initiative," which was approved by the voters of San Francisco at the November 5, 2002, consolidated general election in San Francisco. Supervisor Gonzalez presented. ASSIGNED to Board of Supervisors.

Motions

030846 [Glocal Youth Parliament in Rome, Italy]

Motion authorizing the attendance of two members of the San Francisco Youth Commission at the May 22-26, 2003, Glocal Youth Parliament in Rome, Italy. (Clerk of the Board) . REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030863 [Creating a Care Not Cash Select Committee.]

Motion creating a Care Not Cash Select Committee. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

030850 [Board Off-site Meetings]

Motion ordering the City and School District Select Committee meeting of the Board of Supervisors be held at the Irving G. Breyer Board Meeting Room, Board of Education, 555 Franklin Street, First Floor, San Francisco, on June 16, 2003 at 4:00 P.M.; and directing the Clerk of the Board to prepare the proper notices and postings. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030874 [Health Service Board]

Motion amending the Schedule of Audits for the Budget Analyst and directing the Budget Analyst to conduct a management audit of the Health Service System on a priority basis. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

030773 [Settlement of Lawsuit - Loretta A. Bowie]

Ordinance authorizing settlement of the matter of Loretta A. Bowie v. City and County of San Francisco and Louise Statzer for $92,500. The lawsuit was filed on April 17, 2002, in San Francisco Superior Court, Case No. 406-801, and was removed to United States District Court on June 26, 2002, Case No. C 02-3082 SI; entitled Loretta A. Bowie v. City and County of San Francisco and Louise Statzer. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030774 [Settlement of Lawsuit - Derrell Neal]

Ordinance authorizing settlement of the lawsuit filed by Derrell Neal against the City and County of San Francisco for $40,000; the lawsuit was filed on November 26, 2002 in San Francisco Superior Court, Case No. 401-659; entitled Derrell Neal, et al., v. City and County of San Francisco, et al.. RECEIVED AND ASSIGNED to Rules Committee.

030775 [Settlement of Lawsuit - YONG SHAO MA and PUI KAY CHAN]

Ordinance authorizing settlement of the lawsuit filed by YONG SHAO MA and PUI KAY CHAN against the City and County of San Francisco for $750,000; the lawsuit was filed on October 26, 1998 in San Francisco Superior Court, Case No. 998-809; entitled Yong Shao Ma, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

030779 [Speed Limit - Fulton Street between Masonic Avenue and Stanyan Street]

Ordinance adding Section 174.05 and amending Section 175.22 of the San Francisco Traffic Code to reduce the speed limit from 30-MPH to 25-MPH on Fulton Street between Masonic Avenue and Stanyan Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

030776 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Mangels Avenue at Gennessee Street, stopping Mangels Avenue at Gennessee Street, making this intersection an all-way STOP;
20th and Arkansas Streets, stopping 20th Street at Arkansas Street, making this intersection an all-way STOP;
26th and Tennessee Streets, stopping Tennessee at 26th Street, making this intersection a two-way STOP; and
12th Street at South Van Ness Avenue, stopping southbound 12th Street at South Van Ness Avenue. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030777 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets.

BICYCLE LANES (SIX MONTH TRIAL) - ESTABLISH
Fell Street, from Baker Street to Scott Street.

STREET CLOSURE (6:00 PM TO MIDNIGHT, MONDAY THROUGH FRIDAY AND 11:00 AM TO MIDNIGHT, SATURDAY AND SUNDAY) - ESTABLISH
De Boom Street, north side, from 2nd Street to 75 feet easterly (seven-foot closure for tables and chairs, retains 14-foot access lane).. RECEIVED AND ASSIGNED to Land Use Committee.

030778 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING, MONDAY-FRIDAY, 4:00 PM TO 6:00 PM (SIX-MONTH TRIAL) - RESCIND
Fell Street, south side, from Baker Street to Scott Street (Fell Street bike lanes).

TOW-AWAY, NO STOPPING, MONDAY-FRIDAY, 4:00 PM TO 7:00 PM (SIX-MONTH TRIAL) - ESTABLISH
Fell Street, south side, from Divisadero Street to 182 feet easterly (Fell Street bike lanes).

TOW-AWAY, LANE MUST TURN LEFT (SIX-MONTH TRIAL) - ESTABLISH
Fell Street, at Scott Street (Fell Street bike lanes). (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030780 [Lease of Real Property]

Resolution authorizing a Sublease renewal of approximately 117,826 square feet of space at 1235 Mission Street for the Department of Human Services. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act - Meeting of May 13, 2003

Requests Granted

From: Supervisor Dufty
To: City Attorney
Requesting/Inquiring: To draft an ordinance requiring that all City Parking control and Traffic signs have graffiti-resistant coating. Establishing that all new signage installed after adoption of this ordinance shall be graffiti-resistant.

From: Supervisor Maxwell
To: Department of Parking and Traffic
Requesting/Inquiring: Inquiring whether traffic lights can be metered on San Bruno Avenue at Silliman and Silver Streets to ease traffic congestion in the area.

From: Supervisor Maxwell
To: Department of Public Works
Planning Department
San Francisco Redevelopment Agency
Requesting/Inquiring: Inquiring about how the Third Street Walgreens was permitted to remove the landscaping provided in the concept plan agreed to by the Bayview Hunters Point Project Area Committee.

From: Supervisor McGoldrick
To: City Attorney
Controller
Requesting/Inquiring: To draft a measure that will establish a special fund for homeless programs, called "Cash for Care." This fund would provide matching City funding, dollar for dollar, for donations from businesses in San Francisco that are committed to changing the homeless situation on the streets or our neighborhoods. The Cash for Care Fund also would have an advisory committee composed of stakeholders from the business community, advocates for the homeless, nonprofit service providers, neighborhood associations, and City officials, who would make recommendations on spending the money in the fund.

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: Requesting a closed session for the May 20, 2003 meeting of the Board of Supervisors to discuss the recent court decision regarding Care Not Cash.

In Memoriams
Margaret Contreras Alvarado (Supervisor Dufty)
Joseph Rodriguez Bisho (Supervisors Hall, Newsom)
William J. Keays (Supervisor Hall)
Joseph E. Spalasso (Supervisor Newsom)
Ted Joans (Supervisor Gonzalez)

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6/3/03

Legislation Introduced
Including All Off-Calendar Items
June 3, 2003

OFF CALENDAR LEGISLATION

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Introduced by Supervisors or Mayor

Ordinances

030784 [Interim Government Funding, Fiscal Year 2003-04]

Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2004. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030785 [Interim Public Employment, Fiscal Year 2003-04]

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2004, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department) . RECEIVED AND ASSIGNED to Budget Committee.

030966 [MOU - Teamsters, Local 853]

Ordinance adopting and implementing an arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 853, to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030967 [MOU - Automotive Mechanics Union Lodge No. 1414]

Ordinance adopting and implementing an arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Automotive Mechanics Union Lodge No. 1414, to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030968 [MOU - Deputy Probation Officers' Association]

Ordinance adopting and implementing an arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Deputy Probation Officers' Association to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030969 [MOU - District Attorney Investigators' Association]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the District Attorney Investigators' Association to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030970 [MOU - Union of American Physicians and Dentists (Unit 8CC)]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8CC), to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030972 [MOU - San Francisco Institutional Police Officers' Association]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030973 [MOU - Municipal Attorneys' Association]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030974 [MOU - Service Employees International Union Joint Council, Locals 250, 535 and 790, AFL-CIO]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union Joint Council, Locals 250, 535 and 790, AFL-CIO, to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030975 [MOU - San Francisco Interns and Residents Association]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Interns and Residents Association, to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030976 [MOU - Union of American Physicians and Dentists (Unit 11-AA)]

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA), to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030977 [MOU - Staff and Per Diem Nurses, SEIU Local 790]

Ordinance adopting and implementing Amendment No. 2 to the Memorandum of Understanding between the City and County of San Francisco and the Staff and Per Diem Nurses, SEIU Local 790, to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030978 [MOU - Teamsters, Local 856 (Supervising Nurses)]

Ordinance adopting and implementing Amendment No. 2 to the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Supervising Nurses), to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030979 [MOU - Laborers International Union, Local 261]

Ordinance adopting and implementing an arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local 261, to be effective July 1, 2003 through June 30, 2005. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030980 [Establishing an Administrative Services Vehicle Leasing Program Fund]

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-9, to establish an Administrative Services Vehicle Leasing Program Fund. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030981 [Increasing the Emergency Response Fee imposed on telephone subscribers]

Ordinance amending Article 10A of the Business and Tax Regulations Code by amending Sections 753 and 755 to increase the per-line Emergency Response Fee imposed on telephone subscribers, as well as the maximum total fee that may be imposed on a subscriber. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030982 [Setting Controller's fees for issuing a property tax certificate or a replacement W-2 form]

Ordinance amending the San Francisco Administrative Code by adding Section 8.41, to authorize the Controller to collect a fee of $40 for issuing a property tax certificate under Government Code Section 66492 and a fee of $20.00 for issuing a replacement W-2 form. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030986 [Patient Rates, Fiscal Year 2003-04]

Ordinance amending Section 128 of the San Francisco Health Code to revise selective patient rates for Mental Health services furnished by the Department of Public Health, retroactive to July 1, 2003. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030988 [Setting Administrative Fee for Tow of Vehicles]

Ordinance approving administrative fee of $200 pursuant to Traffic Code Section 170.2-A for police costs for towing of vehicles. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030989 [Waiver of storage fees for stolen vehicles owned by residents]

Ordinance repealing San Francisco Municipal Administrative Code Section 10C.8-1, providing for waiver of vehicle storage fees for vehicles reported stolen, which are owned by residents of the City and County of San Francisco. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030990 [Library Fines and Fees]

Ordinance amending the San Francisco Administrative Code by amending Section 8.21-2 to (1) adopt a materials recovery fee and (2) authorize the Library Commission to develop policies and procedures to allow the City Librarian to reduce or waive fees in the case of demonstrated financial hardship. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030991 [Establishing Parking Meter and Permit Parking Areas --Recreation and Park Property]

Ordinance amending the Traffic Code by adding Sec. 201.5 to establish Parking Meter Area Number Five; amending Sec. 201 to authorize the General Manager of the Recreation and Park Department to establish parking meter zones within Parking Meter Area Five subject to approval of the Recreation and Park Commission; amending Sec. 203.6 to set Parking Meter Rates in Parking Meter Area Number Five and to authorize the Recreation and Park Commission to reduce the meter rate not more than 50% lower than that set by the Board of Supervisors; amending Sec. 213 to provide that monies collected from meters located on park land be credited to an account for use by the Recreation and Park Department; adding Park Code Article 14 to establish permit parking on Park Property; and amending Park Code Sec. 6.10 to provide for penalties for violating Article 14. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030992 [Amending Administrative Code Section 10.100-218.]

Ordinance amending Administrative Code Section 10.100-218 to (1) permit unencumbered tobacco settlement revenues received by the City and deposited into the Tobacco Settlement Revenue Sub-account prior to the date of issuance of the City's bonded indebtedness authorized by the voters pursuant to Proposition A of November of 1999 to be used for a transfer to the General Fund in fiscal year 2003-2004 for the payment of certain Department of Public Health expenses and (2) provide a guarantee of payment from the City's General Fund in the event that less than $100,000,000 of tobacco settlement revenues are available to be expended on the Laguna Honda Hospital reconstruction project. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030994 [Filing Electronic Copies of Campaign Statements]

Ordinance amending Article I, Chapter 3 of the Campaign and Governmental Conduct Code, by amending Sections 1.305, 1.310 and 1.315, and adding Section 1.312, to require political committees to file electronic copies of supplemental independent expenditure reports that must be filed on paper with the Commission; authorize the Ethics Commission to require political committees to file electronic copies of any other campaign disclosure statements that must be filed on paper with the Commission; require political committees to continue to file electronic copies of campaign disclosure statements, regardless of the committee's level of financial activity, until the committee files a statement of termination; eliminate redundant definitions; and increase the late filing fine from $10 per day to $25 per day. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

030995 [Licensing and regulation of massage practitioners and businesses]

Ordinance amending the San Francisco Police Code by repealing Article 27 (Sections 2700 through 2737), and amending the San Francisco Health Code by adding a new Article 29 (Sections 1900 through 1930), both Articles providing for the licensing and regulation of massage practitioners and businesses, and establishing an operative date for the ordinance. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

030998 **[Sunsetting of higher cap on taxicab gate fees if City fails to enact long-term lease fee cap]]**

Ordinance amending Section 1135.1 of the Police Code to provide for extending from August 1, 2003 to November 1, 2003 the time for sunsetting the higher cap on taxicab gate fees if the City fails to enact an ordinance prescribing a specific long-term lease fee cap covering all long-term lease drivers. Supervisor Hall presented. RECEIVED AND ASSIGNED to Land Use Committee.

030999 **[Lot Line Selection for Vacant Lots Abutting Two or More Streets]**

Ordinance amending Planning Code section 130 to require that before a lot owner may elect which lot line is to be the front lot line of the lot for purposes of the yard and setback requirements the lot must not only abut on two or more streets, but must also be vacant, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031033 **[Authorizing Chief of San Francisco Fire Department to appoint a Deputy Chief of Airport Operations]**

Ordinance amending San Francisco Administrative Code Section 2A.93 authorizing the Chief of the San Francisco Fire Department to appoint a Deputy Chief of Airport Operations. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

031034 **[Planning Code - Northeast Waterfront Historic District Signs]**

Ordinance amending the Planning Code by creating section 608.15 to establish the Northeast Waterfront Special Sign District, creating section 609.14 to address amortization of nonconforming signs in this District, amending section 608 and Article 10, Appendix D, section 7 to be consistent with this Ordinance, amending the Zoning Map Sectional Map SSD-1 to show the boundaries of this District, and making findings of consistency with the General Plan and priority policies of Planning Code section 101.1. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

030422 **[Environment Code and Precautionary Principle Policy]**

Ordinance enacting a new Environment Code by repealing Chapters 12I (Tropical Hardwood and Virgin Redwood Ban); 12S (Ban on Purchase of Motor Vehicle Fuel Containing MTBE); 12T (Transportation of Aggregate Materials); 21A (Resource Conservation); 21F (Environmentally Preferable Purchasing); 21G (Arsenic-Treated Wood); 39 (Integrated Pest Management Ordinance); 82 (Resource Efficiency Requirements; 85 (Healthy Air and Smog Prevention); and 5 (Article XXIII) (Urban Forestry Council) of the San Francisco Administrative Code and by re-adopting these provisions with minor changes, including dissolving the inactive Clean Air Advisory Committee, and adding a Precautionary Principal Policy Statement as Chapter 1 of the Environment Code; and requesting the Planning Commission to initiate amendments to the General Plan to incorporate the Precautionary Principle. (Mayor) Mayor, Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

030916 **[Imposing permit fee surcharge on permits subject to appeal before the Board of Appeals]**

Ordinance amending the Administrative Code by adding a new Article 10G, imposing a surcharge on permits issued by the Department of Building Inspection, the Taxi Commission, the Police Department and the Department of Public Works, and imposing a surcharge on fees imposed by the Planning Department for review of permits where such permits are subject to appeal before the Board of Appeals. Supervisor Peskin presented. ASSIGNED to Budget Committee.

Resolutions

030971 **[PERS Contract Amendment]**

Resolution of Intention to Approve an Amendment to Contract Between the Board of Administration, California Public Employees' Retirement System, and the Board of Supervisors, City and County of San Francisco. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030983 **[2004 Finance Corporation Equipment Program]**

Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an equipment lease Supplement No. 11 (Series 2004A Bonds) between the City and the County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to the equipment to be used for city purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of lease revenue bonds by said nonprofit corporation in an amount not to exceed $9,945,000; providing for reimbursement to the City and County of San Francisco of certain city expenditures incurred prior to the issuance of lease revenue bonds; and providing for the execution of documents in connection therewith. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030984 [Redevelopment Agency Budget, Fiscal Year 2003-2004]

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2003-2004. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030985 [Redevelopment Agency Budget and Bonds, Fiscal Year 2003-2004]

Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2003-2004; and approving the Issuance by the Agency of Bonds in an aggregate principal amount not to exceed $61,000,000 for the purpose of financing Redevelopment activities in fiscal year 2003-2004. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030987 [Agreement for Naming Rights - Forty Niners, Ltd.]

Resolution approving and authorizing an agreement with the San Francisco Forty Niners, Ltd., for naming rights at the stadium. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

030993 [Urging the California Public Utilities Commission to reduce PG&E's rates and deny PG&E's request for a rate increase]

Resolution urging the California Public Utilities Commission to reduce PG&E's rates as soon as possible, deny PG&E's request for $15.5 million to install Selective Catalytic Reduction equipment on Hunters Point power plant, and deny any ratepayer funding for costs related to PG&E's opposition to public power initiatives, and urging the City Attorney to advocate these positions before the California Public Utilities Commission. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

030996 [Establishing initial terms of office for three members of the Entertainment Commission appointed by the Board of Supervisors]

Resolution establishing initial terms of office for the three members of the Entertainment Commission appointed by the Board of Supervisors: James Meko (through June 30, 2007), Terrance Alan (through June 30, 2006), and Erik Joseph Pred (through June 30, 2005). Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030997 [Cooperative Agreement for Transbay Terminal Project]

Resolution approving a Cooperative Agreement between the City and County of San Francisco, the Transbay Joint Powers Authority and the State of California for the acquisition of vacant State-owned property comprising portions of the former Route 480 and Embarcadero Freeway Right-of-Way, and including the Transbay Terminal and its Loop Ramps, for purposes of the Transbay Terminal Project; and making findings of consistency with the General Plan and eight priority policies of Planning Code section 101.1, and environmental findings. Supervisors Daly, Hall presented. RECEIVED AND ASSIGNED to Land Use Committee.

031032 [Treasure Island Development Authority Budget, Fiscal Year 2003-2004]

Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2003-2004. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

031035 [Implementation of Assembly Bill 1421]

Resolution urging the Department of Human Services to implement the provisions of Assembly Bill 1421 to establish an Assisted Community Treatment Program (AOT) model in the City and County of San Francisco. Supervisor Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

031041 [Commending San Francisco Food Bank]

Resolution commending the San Francisco Food Bank for their participation in Hunger Awareness Day. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031042 [Supporting National Coalition for the Homeless]

Resolution supporting the National Coalition for the Homeless recommendations to combat hate crimes and/or acts of violence against people experiencing homelessness. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031043 **[Destruction of Non-Felony Case Files]**

Resolution authorizing the Office of the Public Defender to destroy non-felony case files eight years after the final disposition of the case. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031044 **[Commend Sing Tao Daily]**

Resolution commending the Sing Tao Daily for 65 years of outstanding service to the Chinese community in the Bay Area. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

030786 **[Annual Budget, Fiscal Year 2003-04]**

Hearing to consider the Mayor's proposed 2003-04 budget for the City and County of San Francisco. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

031002 **[Status of the City's Newsrack Program]**

Hearing, requesting that the Department of Public Works (DPW) present the status of the City's implementation of the Pedestal Newsrack program. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031003 **[Appointment - Airport Commission]**

Hearing to consider Mayor's appointment of Eleanor Johns to the Airport Commission. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.

031025 **[Budget Hearing and Review, FY 2003-04]**

Hearing to consider the Annual Budget for the Controller, Public Library, Telecommunications and Information Services, Fire Department, Human Resources, and Civil Service Commission for fiscal year 2003-2004. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

031026 **[Budget Hearing and Review, FY 2003-04]**

Hearing to consider the Annual Budget for Administrative Services/Public Works (Includes Consumer Assurance, Medical Examiner, Animal Care and Control, Convention Facilities, Office of Contract Administration, and Public Works), Ethics Commission, Human Services, Adult Probation, Department on the Status of Women, Emergency Communications, General City Responsibility, Entertainment Commission, and County Education Fund for fiscal year 2003-2004. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

031027 **[Budget Hearing and Review, FY 2003-04]**

Hearing to consider the Annual Budget for the Board of Supervisors, Mayor, City Attorney, Public Defender, District Attorney, Juvenile Probation, Environment, Planning, Adult and Aging Services, and Trial Courts for fiscal year 2003-2004. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

031028 **[Budget Hearing and Review, FY 2003-04]**

Hearing to consider the Annual Budget for the Board of Supervisors, Mayor, City Attorney, Public Defender, District Attorney, Juvenile Probation, Environment, Planning, Adult and Aging Services, and Trial Courts for fiscal year 2003-2004. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

031029 **[Budget Hearing and Review, FY 2003-04]**

Hearing to consider the Annual Budget for the Assessor/Recorder, Recreation and Parks Department, Public Health, Children Youth and Families, Taxicab Commission, and Municipal Transportation Agency for fiscal year 2003-2004. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

031030 **[Budget Hearing and Review, FY 2003-04]**

Hearing to consider the Annual Budget for the Art Commission, War Memorial, Academy of Sciences, Asian Art Museum, Fine Arts Museum, and Elections for fiscal year 2003-2004. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

031031 [Budget Hearing and Review, FY 2003-04]

Hearing to consider the Annual Budget for the Human Rights Commission, Sheriff, Police Department, Business/Economic Development, Board of Appeals, Law Library, Redevelopment, and Treasure Island for fiscal year 2003-2004. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

Motions

030965 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031001 [Legislative Analyst Request]

Motion requesting the Legislative Analyst to research and examine the process in which small retail and small food outlet business owners obtain permits before operating their businesses. In particular, sponsor is intrested in the number of permits required, the location/s where they are obtained, including application pickup, fee payments, and filing for the permits and whether there are any overlaps and how we can streamline and consolidate the processes to make it easier and more efficient. Supervisor Ma presented. ASSIGNED to Board of Supervisors.

Charter Amendments

030812 [Charter Amendment - Designating the Controller as City Services Auditor]

Charter amendment (Third Draft) to amend Section 3.105 and to add Appendix F to designate the Controller as the City Services Auditor, establish duties for that function, and set aside 0.2 percent of the City's annual budget for a Controller's Audit Fund. Supervisor McGoldrick presented. ASSIGNED to Rules Committee.

030858 [Charter Amendment - Rainy Day Reserve]

Charter Amendment (Second Draft) to add Section 9.113.5 and amend Section 9.113, to create a Rainy Day (Economic Stabilization) Reserve and clarify general rules for fiscal operations. Supervisor Ammiano presented. ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

030637 [Extending Redevelopment Agency's Times for Incurring and Repaying Debt]

Ordinance approving, for the redevelopment plans listed below, the elimination of the existing time limits in each plan for establishment of loans, advances and indebtedness: (1) the Western Addition Area A-2 Redevelopment Plan, (2) the Yerba Buena Center Redevelopment Plan, (3) the Rincon Point - South Beach Redevelopment Plan, and (4) the Embarcadero-Lower Market (Golden Gateway) Redevelopment Plan. (Mayor) . TRANSFERRED to Budget Committee.

030652 [Amendments to the Municipal Elections Code]

Ordinance amending the Municipal Elections Code to amend Sections 110, 200, 250, 260, 300, 360, 370, 500, 510, 530, 535, 550, 590, 595, and 800, add Sections 225 and 270, and delete Sections 555, 560, 565, 570, 585, 830 and 930 to: Conform the Municipal Elections Code to recent changes in the Charter; change the deadlines for submission of materials for publication in the Voter Information Pamphlet; specify the public examination periods for each category of material submitted for publication in the Voter Information Pamphlet; modify the deadlines for delivery of the Voter Information Pamphlet prior to each general and special election; specify language for inclusion in the Voter Information Pamphlet concerning ballot measures which concern the same subject matter and which may have conflicting provisions; explicitly incorporate the State law that applies to local ballot designations; explicitly state the rules concerning ballot printing after the death of a candidate; impose a 100-word limit on bond measure statements; add definitions; correct outdated code references; codify departmental practice; and clarify ambiguous language. (Elections Department) . ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030909 **[Street Artist Space Regulations]**

Ordinance amending the San Francisco Police Code by amending Section 2405 to modify the street artist space regulations. (Arts Commission) . RECEIVED AND ASSIGNED to Land Use Committee.

030905 **[Settlement of Lawsuit - JMB Construction, Inc.]**

Ordinance authorizing settlement of the lawsuit filed by JMB Construction, Inc., against the City and County of San Francisco, for $200,000; the lawsuit was filed on June 10, 2002, in San Francisco Superior Court, Unlimited Jurisdiction, Case No. 408-928; entitled JMB Construction, Inc. v. City and County of San Francisco; other material terms of said settlement are: (1) The City reserves all rights to pursue claims against JMB for latent defects in the contract work, and JMB agrees to retain full responsibility for latent defects in the contract work; (2) All warranties under the contract and which are not yet expended shall remain in full force and effect; (3) The City shall retain responsibility for any future claims made by Union Pacific Railroad Company ("Union Pacific") arising from the contract, except that JMB shall retain full responsibility for any claims by Union Pacific arising from damage caused by JMB; (3) In consideration for the proposed settlement payment, JMB has agreed to dismiss the Action with prejudice in its entirety; and (4) the City and JMB each shall bear its own legal costs and fees arising from this action;. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

030883 **[Acceptance of an Easement]**

Resolution authorizing the acceptance of an avigation easement by the City and County of San Francisco from Martin/Regis San Bruno Associates, L.P. for the development of the former United States Navy Site in the City of San Bruno, at no cost to the City and County of San Francisco. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030890 **[Lease Agreement with Imperial Parking]**

Resolution approving lease agreement with Imperial Parking (U.S.), and the City and County of San Francisco operating by and through the San Francisco Port Commission to operate a surface parking lot at Seawall Lot 330, Embarcadero between Bryant and Beale Streets. (Port) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030900 **[Evaluating the non-name HIV reporting system in California]**

Resolution authorizing the San Francisco Department of Public Health, AIDS Office, (SFDPH, AIDS) to enter retroactively into an agreement with the Regents of the University of California San Francisco (UCSF), the primary contractor, to accept and expend funds in the amount of $11,500 to evaluate the acceptability of California's HIV Surveillance Program by non-name code, for the period of July 1, 2002 to June 30, 2003. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030901 **[Accept-Expend State Grant]**

Resolution authorizing the Office of the District Attorney to contract for, accept and expend $646,037 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Joint Powers Agreement with Victim and Witness Assistance Program for the period of July 1, 2003 through June 30, 2004. (District Attorney) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030902 **[Accept-Expend State Grant]**

Resolution authorizing the Office of the District Attorney to contract for, accept and expend $74,028 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2003 through June 30, 2004. (District Attorney) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030903 **[IHSS Provider Benefits Contract Approval San Francisco IHSS Public Authority]**

Resolution approving the contract between the City and County of San Francisco and San Francisco In-Home Supportive Services (IHSS) Public Authority for the provision of health and dental benefits to IHSS Independent Providers for the period of July 1, 2003 to June 30, 2006, in the amount of $51,890,907. (District Attorney) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030904 **[Child Care Services Contract Approval - Children's Council of San Francisco]**

Resolution approving the contract between the City and County of San Francisco and the Children's Council of San Francisco to provide child care services, for the period from July 1, 2003 to June 30, 2006, in the amount of $104,579,925. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of June 3, 2003

Requests Granted

From: Supervisor Dufty
To: City Attorney
Requesting/Inquiring: To draft an ordinance that allows for an amnesty program for dog licensing fees.

In Memoriams
Angelo M. George (Supervisor Hall)
Mira Bhatia (Supervisors Maxwell, Dufty)

41 Library
100 Larkin Street
Government Information Center

SF
S90
#13
6/10/03

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
June 10, 2003

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

JUN 13 2003

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

031059 [Prohibiting the sale or storage of alcohol as an accessory use in dwellings in R or NC Districts]

Ordinance amending Planning Code section 204.1 to prohibit the sale or storage of alcohol requiring a California Department of Alcoholic Beverage Control liquor license as an accessory use in dwellings in R or NC Districts, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Ma presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031060 [Accurately reflect Fire Department member work schedule]

Ordinance amending Article II, Chapter 16, sections 16.10, 6.11, 16.12, and 16.15 of the San Francisco Administrative Code to accurately reflect workdays for firefighters. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

Resolutions

031050 [Purchase of Property located at 201 Leland Avenue, San Francisco for the Public Library]

Resolution authorizing the execution and performance of an Agreement of Purchase and Sale for Real Estate for the City purchase of real property and improvements located at 201 Leland Avenue, San Francisco subject to a short term lease with the Seller, for use as the Visitacion Valley Branch Library of the San Francisco Public Library; adopting findings under the California Environmental Quality Act; and adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031052 [Declaring June 16, 2003 Anthony G. Wagner Day.]

Resolution honoring Anthony G. Wagner on the occasion of his retirement from the Department of Public Health and declaring June 16, 2003 Anthony G. Wagner Day. Supervisors Hall, Dufty presented. ADOPTED.

031054 [Accept and Expend State Grant]

Resolution authorizing the Executive Director of the Department of Parking and Traffic and the Director of the Department of Public Works to accept and expend state Transportation Development Act (TDA) Article 3 funds totaling $704.000 for FY 2003-04 for various pedestrian and bicycle projects in the City and County of San Francisco. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

031055 [Minimum WageTask Force]

Resolution establishing an advisory task force to evaluate the impact and benefits of establishing a San Francisco minimum wage on San Francisco's economy, businesses, and residents and setting forth the membership and duties of the task force. Supervisors Dufty, Ma, Newsom presented. RECEIVED AND ASSIGNED to Rules Committee.

031056 [Commend Jordy Jones]

Resolution commending Jordy Jones. Supervisor Dufty presented. ADOPTED.

031057 [Treasure Island Development Authority Interim Budget]

Resolution approving an interim Budget of the Treasure Island Development Authority for fiscal year 2003-2004. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031058 [Supplemental appropriation for the Day Labor Program 2003-2004]

Resolution requesting a supplemental appropriation in the amount of $75,000 for the 2002-2003 fiscal year and $90,000 for the 2003-2004 fiscal year to support the operation of the San Francisco Day Labor Program. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031063 [Implementation of Assembly Bill 1421]

Resolution urging the Department of Public Health to implement the provisions of Assembly Bill 1421 to establish an Assisted Community Treatment Program (AOT) model in the City and County of San Francisco. Supervisor Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

031066 [SRO Hotel Safety and Stabilization Task Force]

Resolution expanding the Single Room Occupancy Hotel Safety and Stabilization Task Force increasing the current membership by two seats. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031067 [Commend Norma Pascua Scott]

Resolution commending the extraordinary services and dedication of Mrs. Norma Pascua Scott to the San Francisco community. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031068 [Commend Alex Mamak]

Resolution commending Alex Mamak upon the occasion of his retirement. Supervisor Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031069 [Commend A Better Chinatown Tomorrow]

Resolution commending the efforts of A Better Chinatown Tomorrow in rejuvenating the economy of Chinatown. Supervisors Peskin, Dufty, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031070 [Third Amendment to the Management Agreement for Moscone Convention Center and Civic Auditorium]

Resolution authorizing the City Administrator to enter into a Third Amendment to the Management Agreement for Moscone Convention Center and Civic Auditorium. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031071 [Appointing Ed Harrington to the San Francisco Bay Area Regional Water System Financing Authority]

Resolution appointing Edward Harrington, to an indefinite term as a Director of the San Francisco Bay Area Regional Water System Financing Authority. Supervisor Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031072 [Designating Sail San Francisco as official tall ship and training ship]

Resolution designating Sail San Francisco as official tall ship and training ship hosting organization for the City and County of San Francisco and commending Sail San Francisco for its contributions to the small business and tourism revitalization of the waterfront. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031074 [Extension of Planning Commission Review Period]

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend Section Maps 8 and 8SU of the Zoning Map of the City and County of San Francisco for the property described as Assessor's Block 3978, Lot 1 9bounded by Rhode Island Street, 17th Street, Kansas Street and Mariposa Street) from M-1 (Light Industrial) to NC-3 (Moderate Scale Neighborhood Commercial District) and the 17th Street and Rhode Island Grocery Store Special Use Subdistrict and a companion ordinance to amend the Planning Code by adding Section 781.10 to create the 17th and Rhode Island Grocery Store Special Use Subdistrict. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031075 [Accept-Expend a Gift-in-Place]

Resolution authorizing the Recreation and Park Department to accept and expend a gift-in-place valued at $18,000.00 from Mr. Jeffery G. Edwards to the Recreation and Park Department for resurfacing the athletic courts at Julius Kahn Playground. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031076 [Support of Proposed Skate Park at Potrero del Sol Park]

Resolution supporting the Skateboarding Task Force and the Recreation and Park Department's recommendation to build a skate park at the Potrero del Sol Park. Supervisors Newsom, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031077 [Commend Leslie Caron]

Resolution commending Leslie Caron for her six decades of outstanding achievement in the theatre and feature films and proclaiming June 30th, 2003 as "Leslie Caron Day" in the City and County of San Francisco. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030934 [Reconsideration of Board of Supervisors Raise]

Resolution requesting that the Civil Service Commission reconsider its decision to give the Board of Supervisors a $74,735 raise. Supervisor Newsom presented. REFERRED to Rules Committee.

Request for Hearings

031051 [Management Audit of the Controller's Office]

Hearing for the Controller and Budget Analyst to conduct an entrance conference and any other introductory meetings to begin implementation of the previously approved management audit of the Controller's Office. Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules Committee.

031061 [Award process for Office on the Aging FY 2003-04 RFP]

Hearing request for the Department of Aging and Adult Services to report on the application and the selection process for awards from the Office on the Aging's fiscal year 2003-04 Request for Proposals. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031064 [Planning Department Work Plan for FY 2003-04]

Hearing to consider the priorities of the Department of City Planning in its Work Plan for fiscal year 2003-04. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

031065 [Occupancy Restrictions upon Existing Clubs and Establishments]

Hearing to consider the stringent occupancy restrictions placed upon several establishments, including the Pilsner, Lone Star and The Loading Dock. This hearing will allow the San Francisco Fire Department, Department of City Planning, and Department of Building Inspection to outline what caused these reductions in occupancy and possible solutions that protect public safety while maintaining the viability of these longtime establishments. Supervisors Dufty, Ammiano presented. RECEIVED AND ASSIGNED to Land Use Committee.

Motions

031049 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031062 [Services in-lieu of cash payment programs]

Motion directing the Budget Analyst of the Board of Supervisors to analyze how the other 57 counties in the State of California have implemented services in-lieu of cash payment programs. Supervisors Newsom, Dufty presented. RECEIVED AND ASSIGNED to Rules Committee.

031073 [Extending the San Francisco Zoo Audit Select Committee]

Motion extending the San Francisco Zoo Audit Select Committee. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

030941 [Vacation of easements in approximately 260 square foot portion of the N2 mid-block walkway (Assessor's Block 8706, Lot 2)]

Ordinance ordering the vacation of two (2) portions of the pedestrian ingress and egress easement and public utility easement in the N2 mid-block walkway (Assessor's Block 8706, Lot 2), within the Mission Bay North Redevelopment Project Area; authorizing a quitclaim of the City and County of San Francisco's rights and interest in the vacated areas; adopting findings that such actions are consistent with the City's General Plan, the eight priority policies of City's Planning Code Section 101.1 and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 174,111; and authorizing other official acts in connection with this ordinance. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030948 [Ordering vacation of portion of Berry Street at Sixth Street and approving a Property Exchange Agreement in Mission Bay North]

Ordinance ordering the vacation of a 639.5 Sq. Ft. portion of Berry Street at Sixth Street within the Mission Bay Redevelopment Project Area subject to reservations of certain utility easements in the vacated area; authorizing a quitclaim of the City and County of San Francisco's rights and interest in the vacated area to Catellus Development Corporation ("Catellus"); approving the Property Exchange Agreement (Mission Bay North Plan Area) to acquire certain Catellus properties in exchange for certain City properties; adopting findings that such actions are consistent with the City's General Plan, priority policies of City's Planning Code Section 101.1 and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 174,110; and authorizing official acts in connection with this ordinance. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030955 [Settlement of Lawsuit - Armenta, et al., v. James Jones Co., et al.]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against the James Jones Company, Mueller Co., Tyco International and Watts industries, for a payment to the City in the amount of $2,890,908; the lawsuit was filed on June 26, 1997 in Los Angeles County Superior Court, Case No. BC 173-487; entitled Los Angeles Department of Water and Power ex rel Armenta, et al., v. James Jones Co., et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

031013 [Settlement of Lawsuit - Dillingham Construction N.A. et al., v. City and County of San Francisco, et al.]

Ordinance authorizing settlement of the lawsuit filed by Dillingham Construction N.A. against the City and County of San Francisco for $2,400,000.00; the lawsuit was filed on March 19, 2001 in San Mateo County Superior Court, Case No. 416236; entitled Dillingham Construction N.A., Inc., et al., v. City and County of San Francisco, et al; other material terms of said settlement are that the settlement amount is to be paid in part through the release of $1,050,000.00 from an unpaid progress payment and the retention account held for SFIA Airport Contract No. 5500.J North Connector Package in exchange for dismissal with prejudice of the lawsuit and the waiver of costs and attorneys fees. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

030884 [Lease of Real Property]

Resolution authorizing a lease renewal at 44 Gough Street for the Department of Human Resources. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

030927 [Accept-Expend State Grant]

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of $15,000 from the State of California Controller's Office for funding technology-related acquisitions to enhance public safety. (Sheriff) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

030940 [Vacation of easements in approximately 260 square foot portion of the N2 mid-block walkway (Assessor's Block 8706, Lot 2)]

Resolution declaring the intention of the Board of Supervisors to vacate two (2) portions of the pedestrian ingress and egress easement and public utility easement in the N2 mid-block walkway (Assessor's Block 8706, Lot 2) within the Mission Bay North Redevelopment Project Area; setting the hearing date for all persons interested in the proposed vacation of the easement areas; and adopting findings that the vacation is consistent with the City's General Plan, the eight priority policies of City Planning Code Section 101.1 and the Mission Bay North Redevelopment Plan; accepting DPW Order No. 174,111; and authorizing other official acts in connection with this Resolution. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030947 [Mission Bay Street Vacation a portion of Berry Street at Sixth Street]

Resolution declaring the intention of the Board of Supervisors to vacate a portion of Berry Street at Sixth Street within the Mission Bay North Redevelopment Project Area; setting the hearing date for all persons interested in the proposed vacation of said street area; and adopting findings that the proposed vacation is consistent with the City's General Plan, the eight priority policies of City Planning Code section 101.1 and the Mission Bay North Redevelopment Plan. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030952 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Alemany Boulevard at Justin Drive, stopping Justin Drive at Alemany Boulevard, north intersection, making this T-intersection an all-way STOP; 15th and De Haro Streets,stopping De Haro Street, making this intersection an all-way STOP; and Eucalyptus Avenue, Junipero Serra Frontage Road and Ocean Avenue,stopping Junipero Serra Frontage Road at Ocean Avenue; and stopping Eucalyptus Avenue at Ocean Avenue, making this five-legged intersection a three-way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030953 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets.

DIAMOND (TRANSIT ONLY) LANE, AT ALL TIMES - ESTABLISH
4th Street, right lane, between Minna and Mission Streets; and
4th Street, second lane from right curb lane, between Howard and Minna Streets.

DIAMOND (TRANSIT ONLY) LANE, FROM 3 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
4th Street, right curb lane, between Clementina and Howard Streets.

STREET CLOSURE, EVERYDAY, FROM 10 AM TO 10 PM - EXTENSION OF HOURS
Claude Lane, between Bush and Sutter Streets. (This street is already closed everyday, from 10:00 AM to 3:00 PM and then again from 5:30 PM to 10:00 PM. This would simply extend the closure times to be continuous from 10:00 AM to 10:00 PM).

NO TURN ON RED - ESTABLISH
Drumm Street, southbound, at Market Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

030954 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Webster Street, west side, between Haight and Page Streets (200 block); and
Guerrero Street, east side, between 18th and 19th Streets (600 block).

RESIDENTIAL PERMIT PARKING AREA "W" (1-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
25th Street, both sides, between Alabama and Florida Streets (3000 block).

RESIDENTIAL PERMIT PARKING AREA "X" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
20th Street, south side, between Missouri and Texas Streets (1400 block).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Sanchez Street, both sides, between 27th and Cesar Chavez Streets (1300 block).

RESIDENTIAL PERMIT PARKING AREA "G" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Broderick Street, east side, between Post and Sutter Streets (1500 block, even numbers only);
Note: No signs will be posted on this block.
Broderick Street, east side, between Garden and Post Streets (1400 block;
Broderick Street, west side, between Geary Boulevard and Post Street (1400 block); and
2300 block of Post Street, both sides, between Broderick and Divisadero Streets (includes odd addresses 2325 to 2399 and even addresses 2352 to 2398 only);

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
26th Street, north side, from 40 feet to 245 feet west of Wisconsin Street.

RESIDENTIAL PERMIT PARKING AREA "I" (1-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Treat Avenue, both sides, between 24th and 25th Streets (1100 block).

TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
4th Street, west side, between Clementina and Howard Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Ocean Avenue, south side, from Harold Avenue to 95 feet westerly.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
210-212 Noe Street, west side, 47 feet south of 15th Street (two spaces).

TOW-AWAY, NO PARKING, 6 PM TO 6 AM EVERY NIGHT, EXCEPT MUNI BUSES - ESTABLISH
Treat Avenue, west side, from 15th Street to 80 feet southerly; and
Treat Avenue, east side, from 15th Street to Harrison Street.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Geary Boulevard, south side, between Funston Avenue and Park Presidio Boulevard.

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Geary Boulevard, north side, between Funston Avenue and Park Presidio Boulevard.

RESIDENTIAL PERMIT PARKING AREA "N" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Clement Street, both sides, between 14th and Funston Avenues;
Anza Street north side, between 14th and Funston Avenues; and
Anza Street, south side, between 14th Avenue and Park Presidio Boulevard.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
17th Street, south side, from Valencia Street to 86 feet westerly; and
Valencia Street, west side, from 73 feet to 196 feet south of 17th Street.

RESIDENTIAL PERMIT PARKING AREA "B" - RESCIND
RESIDENTIAL PERMIT PARKING AREA "CC" (2-HOUR TIME LIMIT, 9 AM - 5 PM, MONDAY THROUGH FRIDAY) – ESTABLISH
Belle Avenue, both sides, between Junipero Serra Boulevard and St. Charles Avenue;
Chester Avenue, both sides, between Belle Avenue and Payson Street;
Palmetto Avenue, both sides, between Junipero Serra and Alemany Boulevards;
Payson Street, both sides, between Chester and St. Charles Avenues;
St. Charles Avenue, both sides, between Payson Street and south terminus;
Kempton Avenue, both sides, between Alemany Boulevard and Brotherhood Way;
Alemany Boulevard, north side, between St. Charles Avenue and Arch Street;
Alemany Boulevard, south side, between Worcester Avenue and Ramsell Street;
Alemany Boulevard, south side, between Junipero Serra Boulevard and
St. Charles Avenue;
Ramsell Street, both sides, between Alemany Boulevard and Palmetto Avenue;
Palmetto Avenue, north side, between Ramsell and Victoria Streets;
Niantic Avenue, west side, between Panama Street and St. Charles Avenue; and
Panama Street, both sides, between Niantic Avenue and the western terminus.
(Note: No signs will be installed on Panama Street)

RESIDENTIAL PERMIT PARKING AREA "B" (2-HOUR TIME LIMIT, 9 AM- 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Alemany Boulevard, north side, between Arch Street and Brotherhood Way;
Alemany Boulevard, south side, between St. Charles and Worcester Avenues; and
Arch Street, both sides, between Alemany Boulevard and Brotherhood Way.

RESIDENTIAL PERMIT PARKING AREAS "B" AND "CC" (2-HOUR TIME LIMIT, 9 AM TO 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Palmetto Avenue, south side, between Head and Ramsell Streets.

RESIDENTIAL PERMIT PARKING AREA "CC" (2-HOUR TIME LIMIT, 9 AM – 5 PM, MONDAY THROUGH FRIDAY) – ESTABLISH
Alemany Boulevard, south side, between Head and Ramsell Streets;
Palmetto Avenue, north side, between Victoria and Head Streets; and
Victoria Street, both sides, between Alemany Boulevard and Palmetto Avenue. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee RECEIVED AND ASSIGNED to Land Use Committee.

031015 **[Third Amendment to the Management Agreement for Moscone Convention Center and Civic Auditorium]**
Resolution authorizing the City Administrator to enter into a Third Amendment to the Management Agreement for Moscone Convention Center and Civic Auditorium. (Administrative Services Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Board Minutes for April 29, 2003 and May 6, 2003 approved.

41 Library
100 Larkin Street
Government Information Center

Requests Granted

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft ordinance amending the 2003-2004 Annual Salary Ordinance to entitle City officers or employees called to active duty by the military reserve organization to recieve from the City the difference between the amount of the indvidual's military pay and the amount of the individual would have received as a City officer or employee had the individual worked his or her normal work schedule.

From: Supervisor Sandoval
To: Department of Aging and Adult Services
Requesting/Inquiring: To report on the application and the selection process for awards from the Office on Aging's FY 2003-04-Request For Proposals.

Also requesting the Clerk of the Board to send a carbon copy of this letter as well as the response to:

Nyree Monroe
Southwest Community Corporation
Pilgrim Community Center
446 Randolph Street
San Francisco, CA 94132

In Memoriams
Edward "Jack" McCarthy (Supervisor Dufty)
Leo J. "Lee" Clardy (Supervisor Dufty)
Barbara Ely (Supervisor Newsom)
Paul Anthony Farrah (Supervisor Newsom)
William West Hauser (Supervisor Newsom)
Jo Carol Davidson (Supervisors Sandoval, Ammiano, Dufty)

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6/17/03

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
June 17, 2003

DOCUMENTS DEPT
JUN 20 2003
SAN FRANCISCO
PUBLIC LIBRARY

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

030747 [Fee Schedule Amendments - Planning Department]
Ordinance amending the San Francisco Administrative Code by amending Chapter 31, Article IV to increase fees for services, and making environmental findings. (Planning Department) . ASSIGNED to Budget Committee.

030748 [Fee Schedule Amendments - Planning Department]
Ordinance amending the San Francisco Planning Code by amending Article 3.5 to increase fees for services, and making environmental findings. (Planning Department) . ASSIGNED to Budget Committee.

031100 [Planning Code Amendment--Mining Exchange Building Setback]
Ordinance adopting findings; and amending Appendix B to Article 11 of the San Francisco Planning Code to allow an addition over the San Francisco Mining Exchange Building set back no less than thirty (30) feet from Bush Street. Mayor, Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

031102 [Memorandum of Understanding re PERS Contract Amendment]
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Deputy Sheriffs' Association regarding the amendment of the contract with the Public Employees' Retirement System to provide the County's Sheriffs with the retirement benefits known as 3% @ 55. Mayor, Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031115 [PERS Contract Amendment]
Ordinance authorizing an Amendment to Contract Between the Board of Administration, California Public Employees' Retirement System, and the Board of Supervisors, City and County of San Francisco. Mayor, Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031104 [Calculation of fees for paid ballot arguments]
Ordinance amending the Municipal Elections Code to amend Section 830 to require that the Controller set the fees for publication of ballot arguments in the Voter Information Pamphlet, and establish criteria for setting this fee so that the fee approximates but does not exceed the actual cost of publication. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

031105 [Amending Police Code Sections 4302 and 4303 to Define Harassment]

Ordinance amending Police Code Sections 4302 and 4303 to (1) eliminate the requirement that before they may be protected from harassment, persons seeking access to health care facilities invoke a "buffer zone" by declaring to protestors a desire to be left alone; and (2) to define harassment of a person seeking access to a health care facility as the non-consensual and knowing approach within eight feet of another person for purposes of passing a leaflet or handbill to, display a sign to, or engage in oral protest, education or counseling with such other person in a public way or on a sidewalk area within one hundred feet of a health care facility. Supervisors Peskin, Ma, Maxwell, Daly, Ammiano, Dufty, Gonzalez, Hall presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

Resolutions

031053 [Accept-Expend State Grant]

Resolution authorizing the Mayor's Office of Emergency Services to accept and expend a grant in the amount of $26,185 from the California Governor's Office on Service and Volunteerism for Citizens Corps activities and the Neighborhood Emergency Response Team Program. Mayor presented. RECEIVED AND ASSIGNED to City Services Committee.

031096 [Commending Congregation Sha'ar Zahav]

Resolution commending Congregation Sha'ar Zahav on 25 years of outstanding service to the Jewish community and the residents of San Francisco. Supervisors Sandoval, Peskin, Dufty, Ma presented. ADOPTED.

031097 [Commending the Youth Community Health Organizing Project and residents of Maria Alicia Apartments]

Resolution commending the Youth Community Health Organizing Project and residents of Maria Alicia Apartments for adopting the first voluntary community agreements in San Francisco to curb smoking in the building's units and common areas. Supervisor Daly presented. ADOPTED.

031098 [Expansion of Saint Mary's Square Park]

Resolution in conjunction with the development of the office projects at 350 Bush Street and 500 Pine Street: (i) approving the conveyance of a parcel of property to the city, which parcel shall be improved and maintained as a public park at no cost to the city, pursuant to the terms of established documentation developed by the City Attorney's Office and the projects' sponsors (ii) authorizing execution of documentation implementing conveyance of the property and the effectuation of the transactions contemplated therein (iii) providing that, following the execution of the documentation and the conveyance, the property shall be under the jurisdiction of the Recreation and Park Commission to be administered by the San Francisco Recreation and Park Department and (iv) authorizing the Mayor's Office of Affordable Housing to accept and expend a voluntary contribution $1,000,000 for the acquisition or construction of permanent affordable single room occupancy housing in San Francisco. Mayor, Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

031099 [CEQA Findings - Office projects for 350 Bush Street and 500 Pine Street, including the expansion of Saint Mary's Square Park]

Resolution adopting environmental findings (and a statement of overriding considerations) pursuant to the California Environmental Quality Act ("CEQA") and state guidelines in connection with the office projects for 350 Bush Street and 500 Pine Street, including the expansion of Saint Mary's Square Park and the amendment to Appendix B to Article 11 – Category II Buildings of the Planning Code. Mayor, Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

031103 [Parks and Recreation Department assessment of staff and monetary resources needed to maintain city parks]

Resolution urging the Parks and Recreation Commission and the Parks and Recreation Department to immediately undertake an assessment of staff and monetary resources needed to reinvigorate and maintain the city's parks at a level that promotes use and pride in all neighborhoods of the city. Supervisors Gonzalez, Sandoval presented. RECEIVED AND ASSIGNED to City Services Committee.

031106 [Commend Frances Park-Li]

Resolution commending the civic career of Frances Park-Li Rothman. Supervisors Dufty, Hall, Ma, Newsom, Ammiano, Maxwell, Peskin, Daly, Gonzalez, Sandoval, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031108 [Commend Pop Zhao]

Resolution commending Pop Zhao for his work, Celebrate: Life, Liberty & Beauty and acknowledging his efforts to create a memorial artwork dedicated to September 11 victims in New York City. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031109 [Tobacoo Tax Revenue]

Resolution to support earmarking Tobacco Tax Revenues for Tobacco Prevention and Cessation. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031110 [Commend SF Juneteenth Organizing Committee]

Resolution commending the San Francisco Juneteenth Organizing Committee for another successful Juneteenth Festival and Parade honoring the independence of African American slaves in Texas and the African American community in the City and County of San Francisco. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031112 [Commend Chinese Chamber of Commerce]

Resolution commending the work of the Chinese Chamber of Commerce revitalizing the economy of Chinatown. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031076 [Support of Proposed Skate Park at Potrero del Sol Park]

Resolution supporting the Skateboarding Task Force and the Recreation and Park Department's recommendation to build a skate park at the Potrero del Sol Park. Supervisors Newsom, Dufty, Ma presented. REFERRED to City Services Committee.

Requests For Hearings

031107 [Input on the City's Budget for fiscal year 2003-2004.]

Hearing to consider the public's input on the San Francisco City and County Budget for fiscal year 2003-2004. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

Motions

031101 [Adding Rule 1.10 to the Rules of Order]

Motion adding Rule 1.10 to the Rules of Order of the Board of Supervisors to provide that Supervisors, and the Mayor, are urged to submit to the Board of Supervisors for public hearing all proposed ballot measures that four or more Supervisors, or the Mayor, are planning to submit directly to the voters, including general obligation or revenue bond measures under sections 9.106 and 9.107 of the City Charter. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

031114 [Amending Rule 4.29 of the Rules of Order]

Motion amending Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearings on appeals shall be scheduled at 4 p.m. rather than 3 p.m., and providing a system for scheduling these appeals when more than one appears on a Board calendar. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

031111 [Reauthorizing the Sales and Use Tax for Transportation]

Motion approving a New Transportation Expenditure Plan and calling and providing for a special election to be held on November 4, 2003, to be consolidated with the General Municipal Election already scheduled for November 4, 2003, for the purpose of submitting to the voters an ordinance amending Sections 1401, 1402, 1403, 1404, 1405, 1406, 1408, 1413, 1414, 1415, and 1418 of Article 14 of the Business and Tax Regulations Code of the City and County of San Francisco so as to (1) authorize a New Transportation Expenditure Plan, directing the transactions and use tax ("sales and use tax") revenues to specific transportation improvements and making provisions for the adoption of future expenditure plan updates; (2) continue collection of the sales and use tax at the existing level of one-half of one percent; (3) continue in effect the San Francisco County Transportation Authority as the independent agency to administer the tax and oversee implementation of the projects; (4) authorize the San Francisco County Transportation Authority to issue limited tax bonds as needed, in a total outstanding aggregate amount not to exceed $1,880,000,000 and which is payable from the revenue generated hereunder; and (5) approve the California Constitution Article XIII B Appropriations Limit of $485,175,000. Supervisors Daly, Gonzalez, Ammiano, Peskin, Dufty, Maxwell, Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

PROPOSED ORDINANCES

030955 [Settlement of Lawsuit - Armenta, et al., v. James Jones Co., et al.]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against the James Jones Company, Mueller Co., Tyco International and Watts industries, for a payment to the City in the amount of $2,890,908; the lawsuit was filed on June 26, 1997 in Los Angeles County Superior Court, Case No. BC 173-487; entitled Los Angeles Department of Water and Power ex rel Armenta, et al., v. James Jones Co., et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

031013 [Settlement of Lawsuit - Dillingham Construction N.A. et al., v. City and County of San Francisco, et al.]

Ordinance authorizing settlement of the lawsuit filed by Dillingham Construction N.A. against the City and County of San Francisco for $2,400,000.00; the lawsuit was filed on March 19, 2001 in San Mateo County Superior Court, Case No. 416236; entitled Dillingham Construction N.A., Inc., et al., v. City and County of San Francisco, et al; other material terms of said settlement are that the settlement amount is to be paid in part through the release of $1,050,000.00 from an unpaid progress payment and the retention account held for SFIA Airport Contract No. 5500.J North Connector Package in exchange for dismissal with prejudice of the lawsuit and the waiver of costs and attorneys fees. (City Attorney) . RECOMMENDED.

031019 [Mission Bay 16th/7th Street Jack and Bore Casing Improvements]

Ordinance accepting the irrevocable offer for the 16th/7th Street Jack and Bore Casing Improvements; designating said facilities for public use and maintenance purposes; adopting findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 174,027; and authorizing official acts in connection with this ordinance. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

031016 [Study of HIV prevention in beerhalls in Harare, Zimbabwe]

Resolution authorizing the San Francisco Department of Public Health, AIDS Office (SFDPH, AIDS) to enter retroactively into the second year of an agreement with The Regents of the University of California San Francisco (UCSF), the primary contractor, and to accept and expend funds in the amount of $39,774 to participate in a randomized trial of HIV prevention in beerhalls in Harare, Zimbabwe, for the period of May 1, 2003, to April 30, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031017 [Lease of Real Property]

Resolution authorizing a lease of approximately 51,119 square feet of space at 1650 Mission Street for the Department of Human Services for a term of five years. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031018 [Lease of Real Property]

Resolution authorizing a lease of approximately 13,706 square feet of space at 1650 Mission Street for the Department of Building Inspection for a term of five years. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031085 [Appointing Ed Harrington to the San Francisco Bay Area Regional Water System Financing Authority]

Resolution appointing Edward Harrington, to an indefinite term as a Director of the San Francisco Bay Area Regional Water System Financing Authority. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Rules Committee.

Clerk to Act - Meeting of June 17, 2003

Requests Granted

From: Supervisor Daly
To: Clerk of the Board
City Attorney
District Attorney
Requesting/Inquiring:

To the Clerk of the Board:
To please advise on the appeal filed on June 16 regarding 17 Brosnan/270-280 Valencia Street, specifically whether the signatures on the appeal constitute the sufficient number as provided in the San Francisco Planning Code. Also, requesting analysis of signature on appellant form signed by Supervisor Newsom or designee compared to a legal copy of his signature.

To the City Attorney:
To please advise on the appeal filed on June 16 regarding 17 Brosnan/270-280 Valencia Street, specifically as to whether the signatures on the appeal constitute the sufficient number as provided in the Planning Code. Also, requesting analysis of signature on appellant form signed by Supervisor Newsom or designee compared to a legal copy of his signature.

To the City Attorney and District Attorney:
To please advise what penalties are appropriate for an illegal signature on an appeal form.

From: Supervisor Sandoval
To: MUNI
Requesting/Inquiring: Requesting an assessment of noise pollution from the "M" street car on Broad Street, an outreach plan to survey constituents on Broad Street regarding the noise from the street car, and a plan to address the noise pollution on the Broad Street from the "M" street car.

Also, requesting the Clerk of the Board to send a carbon copy this letter and MUNI's response to our office as well as:

cc: Edith C. Waters
45 Broad Street
San Francisco, CA 94112

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To research the feasibility of and requirements necessary for legislation requiring that 1% of every bond that is issued for capital improvement projects be set aside for renewable engery and energy efficiency projects in City facilities.

From: Supervisor Hall
To: Presiding Judge of the Superior Court
District Attorney
Requesting/Inquiring: To explain why the District Attorney and/or the Superior Court have been unable to levy any fines against those cited during the March 4 war protests? Also, please provide recommendations for future protests and future citations that will ensure that fines can be collected.

From: Supervisor Dufty
To: Port of San Francisco
Requesting/Inquiring: To report on whether the Port of San Francisco can consider establishing dedicated space for the purposes of float building and storage. Throughout the year, San Francisco's Ethnic, Cultural and Community Parades require the construction of floats. It has been suggested that dedicating space will allow greater continuity and convenience in the storage and construction of floats for Parades year-round.

<u>In Memoriams</u>
Jerry Kenneth Prewitt (Supervisor Dufty)
David M. Aldape (Supervisor Newsom)
Howard Gee (Supervisor Ma)
Claire McGhee (Supervisors Peskin, Dufty)

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Legislation Introduced
Including All Off-Calendar Items
June 24, 2003

OFF-AGENDA LEGISLATION

Ordinances

031151 [Creating the Divisadero Street Alcohol Restricted Use District]

Ordinance adding Section 783 to the Planning Code to create a Divisadero Street Alcohol Restricted Use District prohibiting liquor establishments and regulating existing non-conforming liquor establishments; amending Zoning Map Sheets 2SU and 7SU of the City and County of San Francisco to indicate the boundaries of the Divisadero Street Alcohol Restricted Use District, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031152 [Amending Administrative Code Chapter 31 to Provide Appeals of Certain Environmental Determinations]

Ordinance amending Administrative Code Chapter 31 to provide for appeals to the Board of Supervisors of certain determinations under the California Environmental Quality Act, and to provide public notice of certain determinations. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031153 [Establishing a Contruction Risk Management Committee]

Ordinance establishing a Contruction Risk Management Committee to authorize and monitor the performance of City's OCIPs. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

031149 [Commending Inspiring Young Emerging Leaders]

Resolution commending Inspiring Young Emerging Leaders (I-YEL) for its production of the satirical play concerning environmental injustice "Not in My BAAAckyard, the Great Widget Conspiracy." Supervisor Sandoval presented. ADOPTED.

031150 [Commending Karen Hagen]

Resolution commending the extraordinary services of Karen Hagen who has served the San Francisco Community as Public Health Nurse for the last 21 years. Supervisor Daly presented. ADOPTED.

031158 [BART-SFO Extension]

Resolution commending the completion of the BART-SFO Airport Extension. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031159 [Stockton Street Enhancement Plan]

Resolution urging the Department of Parking and Traffic and the Department of Public Works to implement the Stockton Street Enhancement Plan. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031160 [Extension of Planning Commission Review Period]

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by repealing Section 207.2 [Second Units] in its entirety, adding a new Section 207.2, and amending Section 209.1 to authorize one additional secondary unit limited to 750 square feet of gross floor area within an existing structure on a lot within 1250 feet of a Primary Transit Street or Transit center and also within 1250 feet of a Neighborhood Commercial or Commercial zoning district, on a lot containing a qualified historical building or where the unit is specifically designed and constructed for the elderly or persons with physical disabilities, to prohibit the owner from legalizing an illegal unit pursuant to the provisions of this ordinance, and providing that the secondary unit shall not be subject to the Rent Ordinance but requiring that a secondary unit in a multi-family building shall be subject to affordability requirements; by amending Sections 135(d), Table 151 of Section 151 and 307(g) to establish the amount of open space and parking required for these secondary units; by amending the San Francisco Traffic Code by adding Section 308.5.1 to prohibit issuance of a residential parking permit to the occupant of a secondary unit; by adding new Section 106.4.1.3 to the San Francisco Building Code to require site inspection prior to issuance of a building permit for the secondary unit to verify that no unpermitted unit exists on the property and prohibiting the issuance of a building permit or certification of occupancy for the second unit if an unpermitted unit has operated on the property within the previous ten years, unless that unit was legally demolished prior to January 1, 2003; and by amending Section 37.9 of the San Francisco Administrative Code to require relocation assistance for persons required to vacate illegal units; and adopting findings. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031161 [Urge Real Estate Companies to Reward the Hard Work for Janitors]

Resolution urging real estate companies in San Francisco to employ cleaning companies that provide decent and fair wages, adequate health benefits, full-time work and union involvement without fear of retribution. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031162 [Student Adjustment Act H.R. 1684]

Resolution urging the California Congressional delegation to pass the Student Adjustment Act (H.R. 1684) which authorizes the cancellation of removal and the adjustment of status for certain immigrant youths who are college bound and are long term United States residents and permit States to determine State residency for purposes of higher education without regard to immigration status. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests For Hearing

031155 [CITYSTAT Technology Systems]

Hearing to discern the feasibility of bringing a CITYSTAT technology systems to the City and County of San Francisco, including but not limited to the costs associated with purchasing all hardware and software necessary for the successful implementation of this system. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031156 [Civil Grand Jury report on truancy in City schools]

Hearing to discuss truancy issues raised by the Civil Grand Jury report on truancy in City schools; also to consider the SFUSD's 'Stay in School Plan' and other initiatives to encourage student retention. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

031148 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031154 [Legislative Analyst Request - CITYSTAT Technology Systems]

Motion directing the Office of the Legislative Analyst to conduct research on CITYSTAT technology systems, including an analysis of how the other the other major cities, including New York, Chicago, Phoenix and Baltimore, have implementted a CITYSTAT program. Supervisor Newsom presented. ASSIGNED to Board of Supervisors.

031157 [Port Management Audit]

Motion directing the Budget Analyst to conduct a management audit of the Port of San Francisco on a priority basis. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

031078 [Settlement of Lawsuit - John Darmanin]

Ordinance authorizing settlement of the lawsuits filed by John Darmanin against the City and County of San Francisco for $80,000; the lawsuits were filed on February 19, 1999 (H-19 Reinstatement) and February 5, 2003 (Enforcement of Judgment), in the San Francisco Superior Court, Case Nos. 301-118 and 502-410; entitled John Darmanin, et al. v. City and County of San Francisco, et al., and San Francisco Fire Fighters Local 798, et al. v. Demmons, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

031079 [Settlement of Lawsuit - John Darmanin]

Ordinance authorizing settlement of the lawsuit filed by John Darmanin against the City and County of San Francisco for $105,000; the lawsuit was filed on December 29, 1997, in the United States District Court, Northern District of California, Case No. C 97-4703; entitled John Darmanin, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

031080 [Settlement of Lawsuit - S.F. Baykeeper, et al. v. CCSF. et al.]

Ordinance authorizing settlement of attorney's fees and costs in the lawsuit filed by Waterkeepers Northern California dba San Francisco Baykeeper, Arc Ecology, and the San Francisco League of Conservation Voters against the City and County of San Francisco, and John L. Martin, Paul Maltzer and Kandace Bender in their official capacities, for $145,000.00 in attorney's fees and $4,298.13 in costs; the lawsuit was filed on August 8, 2002 in San Francisco Superior Court, Case No. 501511; entitled Waterkeepers Northern California, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

031081 [Settlement of Lawsuit - Mesha Irizarry]

Ordinance authorizing settlement of the lawsuit filed by Mesha Irizarry against the City and County of San Francisco for $500,000; the lawsuit was filed on January 30, 2002 in the United States District Court, Case No. C02-0534 SBA; entitled Mesha Irizarry, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

031082 [Accept-Expend State Grant]

Resolution authorizing the San Francisco Police Department to retroactively accept and expend a grant in the amount of $167,908 from the California Office of Traffic Safety (OTS) for an Occupant Protection Program. (Police Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031095 [Contract Prop J: Facility Security Services]

Resolution concurring with the Controller's certification that facility security services for Municipal Transportation Agency can be practically performed by a private contractor at a lower cost than by City and County employees.. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act - Meeting of June 24, 2003

Board Minutes for May 13, 2003 approved.

<u>In Memoriams</u>
Thomas Stevens (Supervisor Dufty)
Lenin Valle (Supervisor Sandoval)

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Legislation Introduced
Including All Off-Calendar Items
July 8, 2003

OFF-AGENDA LEGISLATION

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Introduced by Supervisors or Mayor

Ordinances

031193 [Historic District Street Signs]

Ordinance adding Traffic Code Section 8 to require that the Department of Parking and Traffic provide information indicating the designated historic district on all street signs located within a historic district. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

031194 [Recreation and Park Commission to procure construction and design/build services in connection with the California Academy of Sciences project]

Ordinance authorizing the Recreation and Park Commission to award contracts for construction and/or design/build services in connection with the reconstruction of the California Academy of Sciences. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

031195 [Memorandum of Understanding re PERS Contract Amendment]

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association regarding the amendment of the contract with the Public Employees' Retirement System to provide the County's Sheriffs with the retirement benefits known as 3% @ 55. (Mayor) Mayor, Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

031196 [CitiStat technology system]

Resolution urging the Department of Telecommunications and Information Services to investigate the feasibility of implementing a CitiStat technology system for the City and County of San Francisco. Supervisors Newsom, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031197 [California Academy of Sciences Project Approval]

Resolution approving the construction of the California Academy of Sciences project in Golden Gate Park pursuant to section 4.113 of the San Francisco Charter; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the project is consistent with the city's general plan, the Golden Gate Park master plan, and eight priority policies of city Planning Code section 101.1. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

031198 [CEQA Findings in Connection with the California Academy of Sciences Project]

Resolution affirming the Planning Commission's certification of the California Academy of Sciences Final Environmental Impact and adopting environmental findings (and a statement of overriding considerations) pursuant to the California Environmental Quality Act, State Guidelines, and Administrative Code Chapter 31 in connection with the California Academy of Sciences project. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

031199 [Reappointment of Sunil Daluvoy to the Telecommunications Commission]

Resolution confirming the reappointment of Sunil Daluvoy to the Telecommunications Commission, term ending July 1, 2006. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

031200 [Reappointment of Kimberlee Bogen to the Telecommunications Commission]

Resolution confirming the reappointment of Kimberlee Bogen to the Telecommunications Commission, term ending July 1, 2006. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

031202 [Sublease Amendment with the John Stewart Company related to Treasure Island Housing]

Resolution approving and authorizing the Executive Director for the Treasure Island Development Authority to enter into an amendment to a sublease with the John Stewart Company to change the premises, to adjust the rent schedule and to adjust the development fee. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

031203 [Sublease Amendment with Community Housing Partnership for Treasure Island Housing]

Resolution approving and authorizing the Executive Director for the Treasure Island Development Authority to enter into an amendment to a sublease with Community Housing Partnership to amend the premises to include six additional housing units. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

031207 [Commending GAPA's (Gay Asian Pacific Alliance)] "Runway 15]

Resolution commending GAPA's (Gay Asian Pacific Alliance) "Runway 15". Supervisor Dufty presented. ADOPTED.

031208 [Ground Lease of Redevelopment Agency Land for Jordan Apartments]

Resolution approving (1) a ground lease of land at 820 O'Farrell Street (Assessor's Block 0716, Lot 003) from the San Francisco Redevelopment Agency to Jordan Housing Corporation, a California nonprofit public benefit corporation ("JHC"), for $1.00 per year plus $129,999 per year of deferred rent for sixty-five (65) years with an option to renew for an additional thirty-four (34) years, and (2) the sale of improvements thereon for $2,050,000 to JHC for the purpose of rehabilitating, owning and operating housing for very low income households. Mayor presented. SCHEDULED FOR PUBLIC HEARING.

031216 [Authorizing the Japantown Task Force, Inc. to directly apply for and receive SB 307 funds]

Resolution authorizing the Japantown Task Force, Inc. to directly apply for and receive SB 307 funds and to prepare the specific plan and be the community planning entity for San Francisco's Japantown, as defined in SB 307. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031217 [Urging the San Francisco Fire Department to provide a written plan to ensure 24-hour service to all residents of Districts 7 and 11 served by Engine 33]

Resolution urging the San Francisco Fire Department to provide a written plan to ensure 24-hour service to all residents of Districts 7 and 11 served by Engine 33 during the seismic retrofitting of Station 33 as well as assuring the residents of the re-opening of the station after the retrofit. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031218 [Supporting Assembly Bills 906, 121, and 471 to prohibit cruise ships pollution]

Resolution supporting Assembly Bills 906, 121 and 471 to prohibit cruise ship pollution in California. Supervisors Daly, Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031219 [Urging San Francisco Fire Department to keep Engine 33 operational and its crew intact during the seismic retrofitting of Station 33]

Resolution urging the San Francisco Fire Department to keep Engine 33 operational and its crew intact during the seismic retrofitting of Station 33. Supervisors Sandoval, Gonzalez, McGoldrick, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031220 [Recognizing the Vietnamese Heritage and Freedom Flag]

Resolution recognizing the Vietnamese Heritage and Freedom Flag as the symbol of the Vietnamese American community. Supervisors Ma, Daly, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031221 [Proclaiming August 2003 as Child Support Awareness Month]

Resolution proclaiming August 2003 as Child Support Awareness Month in the City and County of San Francisco. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031222 [Commending MSNBC]

Resolution commending MSNBC for firing Michael Savage for anti-gay comments. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031223 [Recognize, commend and honor Enid Ng Lim]

Resolution to recognize, commend and honor Enid Ng Lim for her lifetime of civic and community service. Supervisors Dufty, Ma, Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031224 [Honoring the 150th anniversary of the Archdiocese of San Francisco]

Resolution commending and honoring the 150th anniversary of the Archdiocese of San Francisco on July 29, 2003. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031225 [Apply For-State/Regional Grant]

Resolution authorizing the City Administrator to apply for a grant in the amount of $864,000 from the Bay Area Air Quality Management District for the purpose of implementing programs to improve air quality. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031111 [Reauthorizing the Sales and Use Tax for Transportation]

Resolution approving a New Transportation Expenditure Plan and calling and providing for a special election to be held on November 4, 2003, to be consolidated with the General Municipal Election already scheduled for November 4, 2003, for the purpose of submitting to the voters an ordinance amending Sections 1401, 1402, 1403, 1404, 1405, 1406, 1408, 1413, 1414, and 1415 of, and adding Section 1419 to, Article 14 of the Business and Tax Regulations Code of the City and County of San Francisco so as to (1) authorize implementation of a New Transportation Expenditure Plan, directing the transactions and use tax ("sales and use tax") revenues to specific transportation improvements over the next 30 years and making provisions for the adoption of future expenditure plan updates; (2) continue collection of the sales and use tax at the existing level of one-half of one percent during implementation of the New Transportation Expenditure Plan and its updates; (3) continue in effect the San Francisco County Transportation Authority as the independent agency to administer the tax and oversee implementation of the projects; (4) authorize the San Francisco County Transportation Authority to issue limited tax bonds as needed, in a total outstanding aggregate amount not to exceed $1,880,000,000 and which is payable from the revenue generated hereunder; (5) approve the California Constitution Article XIII B Appropriations Limit of $485,175,000; (6) forbid the enjoining of collection of the tax; and (7) make recipient departments responsible for certifying that the tax revenues will not be substituted for property tax funds for existing programs. Supervisors Daly, Gonzalez, Ammiano, Peskin, Dufty, Maxwell, Ma presented. ASSIGNED to Finance and Audits Committee.

Requests for Hearing

031205 [Juvenile Justice Advisory Committee]

Hearing requesting for the Juvenile Advisory Committee to present their findings. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

031206 [Community Land Trust Task Force]

Hearing to allow members of Community Land Trust Task Force, members of the San Francisco Community Land Trust Collaborative and other interested parties to present information on the community land trust model as a potential addition to the City's affordable housing strategy. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

031209 [Hearing - Ground Lease of Redevelopment Agency Land for Jordan Apartments]

Hearing of persons interested in or objecting to proposed resolution approving (1) a ground lease of land at 820 O'Farrell Street (Assessor's Block 0716, Lot 003) from the San Francisco Redevelopment Agency to Jordan Housing Corporation, a California nonprofit public benefit corporation ("JHC"), for $1.00 per year plus $129,999 per year of deferred rent for sixty-five (65) years with an option to renew for an additional thirty-four (34) years, and (2) the sale of improvements thereon for $2,050,000 to JHC for the purpose of rehabilitating, owning and operating housing for very low income households. (Clerk of the Board) . SCHEDULED FOR PUBLIC HEARING.

Motions

031191 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031201 [California Environmental Quality Act Findings]

Motion adopting findings pursuant to the California Environmental Quality Act in connection with approval of a New Transportation Expenditure Plan and Sales Tax Reauthorization. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031204 [Legislative Analyst Request]

Motion requesting the Legislative Analyst to describe current public restroom requirements for business of various sizes and uses for San Francisco and other major cities. Supervisor Gonzalez presented. ASSIGNED to Board of Supervisors.

Charter Amendments

030681 [Charter Amendment-Ethics provisions to move various provisions into ordinances, to enact new provisions, to make technical changes, and to clarify ambiguities in existing provisions]

Charter amendment (Fifth Draft) to amend Sections 4.108, 4.109, 15.100, 15.103, 15.105, 16.118 and Article XVII, deleting Sections 15.104, 15.106, 15.108, C8.105 and adding Section 18.115 and Appendix Sections C9.101, C9.102, C9.103, C9.104, C9.105, C9.106, C9.107, C9.108, C9.109, C9.110, C9.111, C9.112, C9.113, C9.114, C9.115, C9.116, C9.117, C9.118, C9.119, C9.120, C9.121, C9.122, C9.123, C9.124, C9.125, C9.126 and C9.127 to enact new conflict of interest provisions, to make technical changes, to move various provisions into ordinances, and to clarify existing provisions. Supervisor Ammiano presented. CONTINUED AS AMENDED.

030855 [Charter Amendment - Early retirement benefits to employees in classifications identified for layoffs due to the City's fiscal crisis]

Charter amendment (Third Draft) to add Sections A8.401 and A8.522 to provide early retirement benefits to eligible employees. (Mayor) . CONTINUED AS AMENDED.

030857 [Charter Amendment - Retirement Benefits for District Attorneys, Public Defenders and Public Defender Investigators]

Charter amendment (Third Draft) to add Appendix A8.583 relating to retirement benefits for attorneys in the District Attorney's and Public Defender's offices and Public Defender Investigators. Supervisors Gonzalez, Sandoval presented. CONTINUED AS AMENDED.

PROPOSED RESOLUTIONS

031120 [Contracting Out Airport Information Booth Services]

Resolution approving the Controller's Certification that Airport Information Booth Services at San Francisco International Airport can practically be performed by private contractor at a lower cost than if work were performed by City employees at currently budgeted. (Airport Commission) . RECOMMENDED.

031121 [Contracting Out Shuttle Bus Service]

Resolution approving the Controller's certification that shuttle bus service for San Francisco International Airport's Long-Term Parking Lot, the employee garage and surface Lot DD can practically be performed by private contractor at a lower cost than if work were performed by City and County employees. (Airport Commission) . RECOMMENDED.

031122 [Modification to the Professional Services Agreement for Construction Management Services for the AirTrain System at SFO]

Resolution approving Modification No. 8, the Close-out Modification, of Professional Services Agreement for Contract No. 5700CM – Construction Management Services for the AirTrain System with PGH Wong Engineering/Luster Construction Management, in the amount of $650,000, for a new total contract amount of $33,497,367. (Airport Commission) . RECOMMENDED.

031123 [Explore the effects of antiretroviral therapy (HAART) on cancer incidence in persons with AIDS]

Resolution authorizing the San Francisco Department of Public Health, AIDS Office (SFDPH, AIDS) to accept and expend retroactively a grant in the amount of $85,335 from the National Institute of Allergy and Infectious Diseases (NIAID), to explore the effect of highly active antiretroviral therapy (HAART) on cancer incidence in persons with AIDS and to enter into an agreement for the use of these fu nds; for the period of May 1, 2003, to October 31, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031124 [Laundry Services At San Francisco General Hospital]

Resolution concurring with the Controller's certification that the laundry services can be performed for the Department of Public Health, San Francisco General Hospital by private contractor for a lower cost than similar work performed by City and County employees.. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031125 [Services for indigent patients at the S.F. General Hospital Trauma Center]

Resolution authorizing the San Francisco Department of Public Health, San Francisco County EMS Agency (SFDPH) to accept retroactively and expend a one year grant in the amount of $587,034 from the California Emergency Medical Services Authority (CEMSA) to support the Trauma Center at San Francisco General Hospital and to enter into an agreement for the use of these funds; for the period of July 1, 2002 to June 30, 2003. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031165 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
38th Avenue and Irving Street, stopping Irving Street at 38th Avenue, making this an all-way STOP; 22nd Avenue and Ortega Street, stopping Ortega Street at 22nd Avenue, making this an all-way STOP; and 21st Avenue and Irving Street, stopping Irving Street at 21st Avenue, making this an all-way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

031166 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets.

LEFT LANE MUST TURN LEFT EXCEPT MUNI - ESTABLISH
19th Avenue, northbound, at Junipero Serra Boulevard.

ONE WAY STREET (NORTHBOUND) - ESTABLISH
Guttenberg Street, between Hanover and Mission Streets.

LEFT LANE MUST TURN LEFT - ESTABLISH
7th Avenue, northbound, at Lawton Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

031167 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations.

TAXI ZONE - ESTABLISH
4th Street, west side, from Minna Street to 150 feet southerly (150-foot Taxi Zone).

TOW-AWAY LANE MUST TURN RIGHT - ESTABLISH
TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
4th Street, southbound, from 150 feet south of Minna Street to Howard Street.

TOUR BUS LOADING ZONE - ESTABLISH
Howard Street, north side, from 120 feet to 445 feet west of 4th Street (325-foot white zone).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Howard Street, north side, from 4th Street to 120 feet westerly.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Howard Street, north side, from 445 feet to 570 feet west of 4th Street (125-foot zone).

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Minna Street, south side, from 4th Street to 615 feet westerly.

NO PARKING ANYTIME - REVOKE
Minna Street, south side, from 230 feet west of 4th Street to 385 feet westerly (385-foot zone).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Turk Street, south side, from Divisadero Street to 95 feet westerly.

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 7 AM - 9 PM,
MONDAY THROUGH SUNDAY) - ESTABLISH
Shrader Street, both sides, between Haight and Page Streets.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
7th Avenue, east side, from 40 feet to 180 feet north of Lawton Street.

RESIDENTIAL PERMIT PARKING AREA "N" (2-HOUR TIME LIMIT, 9 AM - 6 PM,
MONDAY THROUGH FRIDAY) - ESTABLISH
Funston Avenue, west side, between Clement Street and Geary Boulevard (300 block).

2-HOUR PARKING TIME LIMIT, 7 AM TO 6 PM, EXCEPT SUNDAY - RESCIND
RESIDENTIAL PERMIT PARKING AREA "N" (2-HOUR TIME LIMIT, 9 AM - 6 PM,
MONDAY THROUGH FRIDAY) - ESTABLISH
14th Avenue, east side, between Clement Street and Geary Boulevard.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Cesar Chavez Street south side, from 200 feet to 295 feet east of Kansas Street (in front of 2323 Cesar Chavez Street); and
Cesar Chavez Street, south side, from 402 feet to 638 feet east of Kansas Street (in front of 2323 Cesar Chavez Street).

RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM,
MONDAY THROUGH SATURDAY) - ESTABLISH
Turk Street, north side, between Buchanan and Laguna Streets;
Laguna Street, west side, between Eddy and Turk Streets;

Eddy Street, both sides, between Buchanan and Laguna Streets; and
Larch Way, both sides, between Buchanan and Laguna Streets.
Note: Larch Way is a private drive within the Yerba Buena Plaza East Housing Development that will not be signed, but residents will be eligible for permits.

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Church Street, both sides, between 26th and Clipper Streets (1300 block).

45-DEGREE ANGLED PARKING - ESTABLISH
2600 Block of Harrison Street, east side, from 23rd Street to a point 187 feet south of 22nd Street (approximately 20 feet south of existing bicycle lane)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Ritch Street, east side, from 92 feet to 131 feet north of Brannan Street; and
Ritch Street, east side, from 165 feet to 196 feet north of Brannan Street.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
TOW-AWAY, NO STOPPING DURING CANDLESTICK PARK EVENTS - ESTABLISH
Jamestown Avenue, south side, between Ingalls and Redondo Streets.

COMPACT VEHICLES ONLY - ESTABLISH
Northern end of 20th Avenue, north of Lake Street, from west curb to 20 feet easterly (two spaces perpendicular to terminus). (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee RECEIVED AND ASSIGNED to Land Use Committee.

031168 [Develop placement alternatives for African-American individuals residing in Institutions for Mental Disease]

Resolution authorizing the San Francisco Department of Public Health, Behavioral Health Services (SFDPH, BHS) to accept and expend retroactively a grant in the amount of $399,444 from the California Department of Mental Health (CDMH) to develop model strategies and protocols for African-Americans institutionalized for mental disease; for the period of June 16, 2003, to June 30, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031169 [Reimbursable Professional Services Agreement with Siemens Dematic Group]

Resolution approving the Reimbursable Professional Services Agreement with Siemens Dematic Group for the project management and construction management services in the estimated amount of $2,160,000. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031170 [Airport Lease with U.S. Government for office space]

Resolution approving a Lease with the U.S. Government for office space to be occupied by the Transportation Security Administration at the International Terminal. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act - Meeting of July 8, 2003

Board Minutes for May 20, May 28 and June 3, 2003 approved.

In Memoriams

Richard Iglehart (Supervisor Dufty)
Mary Louise McGinty (Supervisor Dufty)
Helen E. Leggo (Supervisor Dufty)
Benjamin J. Baum (Supervisor Dufty)
William Lewis "Red" Slissman (Supervisor Dufty)
Ken Glenn Hoover (Supervisor Dufty)
Simine D. Mozaffarian (Supervisor Newsom)
John Patrick Whooley (Supervisor Newsom)
Sam Jordan (Supervisors Maxwell, Newsom)
Scott E. Adsit (Entire Board)

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Legislation Introduced
Including All Off-Calendar Items
July 15, 2003

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OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

031238 **[Establishing a Department of Human Services Care Fund]**
Draft ordinance amending the San Francisco Administrative Code by adding Section 10.100-77, to establish a Department of Human Services Care Fund, appropriating funds to the Fund, making it City policy to appropriate funds in the future, limiting the uses of the Fund, and providing for appropriations from the Fund in excess of a set cap. Supervisor Hall presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031239 **[Amending Planning Code Re: CUAs for 50,000 Square Foot Plus Retail Uses]**
Ordinance adding section 121.5 of the Planning Code and amending sections 218, 814.31, 815.31, 816.31, 817.31, and 818.31 of the Planning Code to require that all retail uses in C-2, C-M, M-1, M-2, RSD, SLR, SLI, SSO, and SPD zoning districts which are 50,000 square feet or larger may only be permitted as a conditional use, providing additional criteria for the Planning Commission's review of such conditional use applications, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.

031240 **[Establishing Cash for Care Special Account]**
Ordinance amending Section 10.100 of the San Francisco Administrative Code to establish the Cash for Care Special Account to receive, administer and fund programs for the homeless of San Francisco. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031241 **[Expanding Eligibility to Participate in Annual Joint Fundraising Drive]**
Ordinance amending Section 16.93-2 of the San Francisco Administrative Code to allow the Cash for Care Special Account to participate in the annual joint fundraising drive. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031242 **[Participation in the Supportive Transitional Emancipation Program for foster youth]**

Ordinance adding Article III to Chapter 20 of the San Francisco Administrative Code to establish participation in the Supportive Transitional Emancipation Program (STEP), in which eligible foster youth may receive financial support while participating in an educational or training program, or any activity consistent with their transitional independent living plan up to 21 years of age pursuant to section 11403.1 of the Welfare and Institutions Code. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Services Committee.

031244 **[Glen Park Branch Library]**

Ordinance approving and authorizing the Director of Property to execute an Agreement of Purchase and Sale of Real Property with Glen Park Marketplace Phoenix, LLC, for the purchase of a condominium unit in a mixed use project to be located at Diamond and Wilder Streets for use as the Glen Park branch of the San Francisco Public Library; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1.; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Ordinance. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031245 **[Amendment No. 1 to 2003-2005 MOU, Cement Masons, Local 580]**

Ordinance adopting and implementing Amendment No. 1 to the 2003-2005 Memorandum of Understanding between the Cement Masons, Local 580 and the City and County of San Francisco by amending Article III.O. to correct a clerical omission by inserting a Long-Term Disability provision. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

020061 **[Banner Regulations]**

Ordinance amending and adding to Section 184.78 of the Public Works Code make findings as to the purposes served by banners, to create five categories of permitted banners, to prohibit banners in residential districts, to restrict banners in certain neighborhood commercial and residential commercial districts, to require installer name and service phone numbers on all banners, to provide for processing and inspection fees for banner permits, to provide appropriate penalties for violations of Section 184.78, and to provide that bonds may be required to be posted prior to receipt of a banner permit and finding that the Ordinance is exempt/excluded from environmental review. Supervisor Newsom presented. ASSIGNED to City Services Committee.

Resolutions

031237 **[Implement Regulations for Section 17001.51 of the California Welfare and Institutions Code and Residency Requirements]**

Resolution urging the Department of Human Services to implement regulations for Section 17001.51 of the California Welfare and Institutions Code, which allows for the screening of alcohol and substance abuse, urging the Department to implement regulations strengthening the residency requirements for GA, CALM, PAES, and SSIP recipients, and urging the Department to hold hearings with the Human Services Commission before implementing these new regulations. Supervisor Hall presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031243 **[Contingency Fee Agreement]**

Resolution approving and authorizing a contingency fee agreement between the City and a law firm selected by the City Attorney, in connection with the litigation initiated by the City Attorney against Scott Company of California and related entities over construction projects at the San Francisco International Airport. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031251 **[Commending Holt A. Cheng, MD]**

Resolution commending Holt A. Cheng, MD for his lifelong dedication and commitment to medical education and for his related work in the medical field. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031252 **[San Francisco Liberation Radio 97.3 FM and diversity in media ownership]**

Resolution supporting San Francisco Liberation Radio 97.3 FM and urging Federal, State, and Local officials to support policies and practices that encourage diverse local non-commercial media. Supervisors Gonzalez, Daly, Dufty, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

031246 [HIV Prevention - how to best educate and empower those under 30]

Hearing on San Francisco's HIV Prevention programs and model. Past safer sex campaigns may need updating and new approaches for individuals under 30. This hearing is to give younger individuals the opportunity to offer ideas and input to help reinvent HIV Prevention as needed. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031247 [Current roles of S.F. Commissions involved in youth-related issues]

Hearing to review the current roles of San Francisco commissions which are involved in youth-related issues and to make recommendations for their future roles. The commissions shall include, but not be limited to, the Youth Commission, Children & Families Commission, Health Commission, Human Services Commission, Juvenile Probation Commission, Library Commission, Recreation and Parks Commission, Commission on the Status of Women, and the Delinquency Prevention Commission. Supervisors Ma, Daly presented. RECEIVED AND ASSIGNED to City Services Committee.

031248 [San Francisco Liberation Radio]

Hearing to inquire into enforcement actions against San Francisco Liberation Radio by the Federal Communications Commission at a time when the FCC also is exempting large corporations from rules designed to maintain diversity in the media. Supervisors McGoldrick, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031249 [Cruise Terminal at Piers 30-32]

Hearing regarding the fiscal implications and budgetary constraints of establishing shore side power hook-ups and alternative fuel technologies related to the cruise terminal at Piers 30-32. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motion

031191 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

031177 [Settlement of Lawsuit - John Eiler]

Ordinance authorizing settlement of the lawsuit filed by John Eiler against the City and County of San Francisco for $300,000; the lawsuit was filed on March 15, 2002 in San Francisco Superior Court, Case No. 02-405687; entitled John Eiler, et al., v. James Strain, City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

031179 [Settlement of Lawsuits - Regents of the University of California and University of California, Hastings College of the Law]

Ordinance approving the settlement of the following lawsuits: (1) Regents of the University of California v. City and County of San Francisco, San Francisco Superior Court Case No. 311005, filed March 24, 2000; (2) Regents of the University of California v. City and County of San Francisco, San Francisco Superior Court Case No. 324662, filed September 18, 2001; (3) University of California, Hastings College of the Law v. City and County of San Francisco, San Francisco Superior Court Case No. 400550, filed October 24, 2001; and (4) Regents of the University of California and University of California, Hastings College of the Law v. City and County of San Francisco, San Francisco Superior Court Case No. 414027, filed October 24, 2002. These settlements result in payment by the City in an undetermined amount not to exceed $155,000; potential payment by the City of an additional amount to be determined; and an agreement on the maximum future water and sewer rate charges to plaintiffs for the next three fiscal years. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

031176 **[Reduce sexual risk for HIV transmission in substance using men who have sex with men]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of $127,961 with Public Health Foundation Enterprises Inc. (PHFE), the primary contractor, to reduce the sexual risk for HIV transmission in substance using men who have sex with men (SU-MSM), for the period of September 1, 2002, to August 31, 2003. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031178 **[Renew Revolving Loan Funds Agreement with State]**

Resolution authorizing the Office of the District Attorney to renew its current agreement with the California Victim Compensation and Government Claims Board, an agent of the State of California, for a revolving loan fund in the amount of $75,000 to be used to pay for verified funeral/burial expenses and emergency relocation for victims of domestic violence and sexual assault. (District Attorney) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031180 **[Collaborative research study to evaluate the effectiveness of different approaches for reducing the transmission risk behaviors of HIV-infected patients, year 2.]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of $71,992 with The Regents of the University of California San Francisco (UCSF), the primary contractor, for a collaborative study of prevention for HIV-positive persons under the second year of an award from the DHHS Centers for Disease Control and Prevention (CDC); for the period of September 30, 2002 to September 29, 2003. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031181 **[Emergency Repair, 30 Van Ness Avenue Roof Replacement]**

Resolution concurring with and supporting the Director of the Department of Real Estate's finding and declaration of an emergency; urging the Departments of Real Estate and Public Works to take necessary measures in the most expeditious manner to protect the safety, health, welfare, and property of the citizens and employees of the City and County of San Francisco with regard to the severe leakage and drainage problems caused by the failing roof at 30 Van Ness Avenue, at an estimated cost of $1.1 million for a new roof. (Public Works Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031182 **[Grants Federal Funds - Municipal Railway]**

Resolution authorizing the Municipal Transportation Agency (MTA) Board of Directors to accept and expend $990,029 of Federal Earmarked Capital Assistance for Design and Construction of Muni's Central Control Facility. (Municipal Transportation Agency) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of July 15, 2003

Requests Granted

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: To draft legislation to repeal Police Code Sections 120, 120-1, and 121.

In Memoriams

Marvin Ruiz (Supervisor Ammiano)
Steve Merlo (Supervisor Dufty)
Francisco Pedro "Peter" Gomes (Supervisor Dufty)
Robert J. Conley (Supervisor Dufty)
Ronald C. Fahey (Supervisor Dufty)
M Jane C (Wynne) Flaherty (Supervisor Dufty)
Larry Ching (Supervisor Ma)
Scott Adsit (Supervisor Newsom)

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OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

031273 **[Signs and handbills]**

Ordinance amending the Public Works Code by amending Sections 184.56, 184.57, 184.60, 184.64, 184.66, 184.70, 184.74, 184.75, and 184.78, adding Section 184.79, and repealing Sections 184.58, 184.59, and 184.71, of Articles 5.6 and 5.7, to prohibit the posting of signs on lamp posts and utility poles, amend the definition of Sign, remove the requirement that persons register to distribute Handbills, remove certain publication requirements, provide for a billing procedure and civil penalties for depositing Handbills in violation of certain restrictions, requiring Handbills to be placed on private property consistent with the Director's rules, move the provision listing historic lamp posts to the portion of the Code regulating banners, amend the title to Article 5.6, and other related changes. Supervisor Ma presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031274 **[Conservatory of Flowers - Fees]**

Ordinance making environmental findings and amending the San Francisco Park Code by adding Section 12.34 to establish the admission fees for the Conservatory of Flowers. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031275 **[Sole Source Contractual Procedures]**

Ordinance amending sections 21.02 and 21.5 of the San Francisco Administrative Code and adding Sections 21.19-1 and 67.40 of the Administrative Code to: (1) define a contract, sole source, and sole source contract; (2) specify the criteria governing the award of contracts to sole sources; (3) require Solicitations and contracts to state the term of the contract; (4) require the terms of contracts to not exceed the term stated in the Solicitation; (5) require departments to report all sole source contracts in effect during the fiscal year; and (6) require the Clerk of the Board of Supervisors to report each year to the Board of Supervisors on departments' compliance with the obligation to report sole source contracts. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

031252 **[San Francisco Liberation Radio 93.7 FM and diversity in media ownership]**

Resolution supporting San Francisco Liberation Radio 93.7 FM and urging Federal, State, and Local officials to support policies and practices that encourage diverse local non-commercial media. Supervisors Gonzalez, Daly, Dufty, Ammiano, Peskin, Maxwell presented. REFERRED to City Services Committee.

031276 **[Approving ballot and hearing procedures for renewal of the Union Square Business Improvement District]**

Resolution establishing ballot and hearing procedures governing ballots cast by property owners of property located within the boundaries of the Business Improvement District known as the "Union Square Business Improvement District" for the purpose of deciding whether to renew the assessment for the Union Square Business Improvement District for an additional five year term. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031277 **[Authorize renewal and modification of the Union Square Business Improvement District]**

Resolution declaring the intention of the Board of Supervisors to authorize renewal and modification of boundaries of a property-based business improvement district known as the "Union Square Business Improvement District," to order the levy and collection of a multi-year assessment, and setting a time and place for a public hearing thereon. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

031278 **[Accept-Expend Federal Grant, Department of Parking and Traffic]**

Resolution authorizing the Department of Parking and Traffic to retroactively apply for, accept and expend a grant in the amount of $560,000 from the Federal Highway Administration with required local match of $140,000 for pedestrian safety improvements, education, and evaluation under Phase 2 of an ongoing project. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031287 **[Donate "Harold the Truck"]**

Resolution authorizing the San Francisco Arts Commission to donate "Harold the Truck" to the South of Market Cultural Center. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031288 **[Rescinding Board of Supervisors Resolution No. _____, File No. 031220]**

Resolution rescinding the resolution regarding the Vietnamese Heritage and Freedom Flag, Board of Supervisors File No. 031220. Supervisors Gonzalez, Ammiano, Hall, McGoldrick, Peskin, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031289 **[Urging DHR to continue to collect evidence regarding discrimination against minority and women owned businesses in private contracting markets]**

Resolution urging the Human Rights Commission to continue to collect evidence regarding discrimination against minority and women owned businesses in private contracting markets in the Bay Area. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031290 **[Declaring Seat #5 on the Commission on Aging Advisory Council to be vacant]**

Resolution declaring that Seat #5 on the Commission on Aging Advisory Council (incumbent Edmund Jew) is vacant. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031291 **[Public hearing approval]**

Resolution authorizing the issuance and sale of revenue bonds by ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $16,000,000 for Tides Inc., or an affiliate. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031293 **[Urging that Lend Lease and/or Bovis enter into an agreement with the Northern California Carpenters Regional Council for the construction of the new Cruise Terminal Project]**

Resolution urging that Lend Lease and/or its sister company Bovis enter into an agreement with the Northern California Carpenters Regional Council so that the construction of the new Cruise Terminal Project, located on Pier 30-32, and its associated projects might proceed in accordance with the remarkable history and tradition which the members of the United Brotherhood of Carpenters and Joiners of America and Local 22 continue to exemplify in their service to the City of San Francisco. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031301 [Commending the Ocean Beach Neighbors and Merchants]

Resolution recognizing and commending the neighbors and merchants of Ocean Beach around Judah and La Playa for their continuing service to the community and commitment to improve the safety, cleanliness and enjoyment of the streets bordering the Ocean Beach Promenade and Great Highway. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031302 [Commending the Ocean Beach Task Force]

Resolution commending the Ocean Beach Task Force for their commitment and service to the preservation of Ocean Beach as a natural, cultural and recreational resource. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031303 [San Francisco City Guides Day]

Resolution declaring October 23, 2003 "San Francisco City Guides Day" in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031304 [Working Group to Identify Funding to Minimize Teacher Layoffs]

Resolution urging the Mayor's Budget Office, City departments and the San Francisco Unified School District to form a working group to identify funding necessary to minimize teacher layoffs in the SFUSD FY 2003-04 budget and urging the working group to report its recommendations to the Mayor and the Board of Supervisors not later than August 5, 2003. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031305 [Extending the regular meetings of the Homeless Senior Task Force]

Resolution amending Resolution No. 682-02 to extend the regular meetings of the Homeless Senior Task Force for an additional four months. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

031279 [Housing Impediments to Fair Housing]

Hearing on the Disability section of the Housing Impediments to Fair Housing report that will be generated by the Mayor's Office on Housing as a result of the Comprehensive Housing Affordability Strategy (CHAS) process. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.

031280 [Recreation and Park Department Permit Process]

Hearing to discern the Recreation and Park Department's permit process for public use of its parks for athletic activities, including, but not limited to, adult and youth soccer leagues. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

031281 [Residential housing]

Hearing on issues raised by demolition of existing residential housing and replacement by larger projects, including effects on affordability of residential housing units and on the character of existing neighborhoods. This hearing also will consider legislative options for addressing such issues. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

031282 [Parking garages and lots]

Hearing on problems in collecting payments from parking garages and lots due under the parking tax. This hearing also will address problems with certification of verification equipment. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031283 [Emergency Planning in San Francisco]

Hearing on the state of emergency planning and emergency response preparedness in the City and County of San Francisco. Supervisor Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

Motion

031284 [Legislative Analyst Request]

Motion directing the Office of the Legislative Analyst to conduct research on model municipal practices with respect to establishing appropriate and/or shared sites for cellular antennas. Supervisors Ma, Dufty, Ammiano, Maxwell, Sandoval, Newsom, Daly presented. ASSIGNED to Board of Supervisors.

031294 [Authorizing preparation of a written Proponent ballot argument and rebuttal ballot argument for Charter Amendments and other Measures for submittal to the voters at the November 4, 2003]

Motion authorizing preparation of a written Proponent ballot argument and rebuttal ballot argument for Charter Amendments and other Measures approved by the Board of Supervisors for submittal to the voters at the November 4, 2003. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031292 [Authorizing preparation of a written Proponent ballot argument and rebuttal argument on approving a New Transportation Expenditure Plan]

Motion authorizing Supervisor Gerardo C. Sandoval to submit and sign a written Proponent argument and rebuttal argument for the resolution approving a New Transportation Expenditure Plan File No. 031111 for publication in the voter information pamphlet for the November 4, 2003 election. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

031211 [Changing Official Width of Sidewalk]

Ordinance Amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section No. 1560 to change the official sidewalk width on the west side of Illinois Street between 18th and 19th Streets; making findings pursuant to the General Plan and Planning Code Section 101.1; and addressing relocation, modification, or both of facilities affected by the sidewalk width changes. (Public Works Department). RECEIVED AND ASSIGNED to Land Use Committee.

031213 [Amending Residential Rent Stabilization and Arbitration Ordinance]

Ordinance amending Administrative Code Chapter 37 (Residential Rent Stabilization and Arbitration Ordinance) by amending Section 37.4 to provide that if one of the two regular landlord members is unavailable to vote, that member's specific alternate shall be seated and vote, but if that member's specific alternate is also unavailable to vote, the other landlord alternate shall (if available) be seated and vote as a substitute alternate; if one of the two regular tenant members is unavailable to vote, that member's specific alternate shall be seated and vote, but if that member's specific alternate is also unavailable to vote, the other tenant alternate shall (if available) be seated and vote as a substitute alternate; this would modify the current Code that provides each of the two regular landlord members with a specific alternate, but no mechanism for the two landlord alternates to substitute for one another; likewise, this would modify the current Code that provides each of the two regular tenant members with a specific alternate, but no mechanism for the two tenant alternates to substitute for one another. (Rent Stabilization and Arbitration Board). RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

031210 [Contract approval - Municipal Transportation Quality Review]

Resolution approving the award and execution of San Francisco Municipal Railway Contract Number CCO 02-866, Municipal Transportation Quality Review, to Nelson\Nygaard Consulting Associates, to conduct the Quality Review required under Charter Section 8A.107, for a total contract amount not to exceed $49,489, and for a term not to exceed one year with an option to extend up to an additional two years to cover the next review period. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to City Services Committee.

031212 [Agreement - Informatix, Inc. and CCSF]

Resolution approving the Agreement between Informatix, Inc. and City of County of San Francisco for computer consulting services necessary to implement the Computer Assisted Support Enforcement System (CASES) Consortium for forty one California counties, including San Francisco. (Child Support Services). RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of July 22, 2003

Board Minutes for June 10, 2003 approved.

Requests Granted

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To draft legislation to expand the mission and term of the Potrero Power Plant Citizens Advisory Task Force to address the San Francisco Electricity Resource Plan and its implementation as it affects the Central Waterfront.

In Memoriams
June A. Dyer (Supervisor Hall)
Yvonne Eugenie Rouquette Eche (Supervisor Dufty)
Genevieve Jensen (Supervisor Dufty)
Ruth Seigel (Supervisor Dufty)
David Yee (Supervisor Ma)

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Legislation Introduced
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July 29, 2003

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Ordinances

031315 [MOU - Fire Fighters Union, Local 798 IAFF, AFL-CIO, Unit 1]
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798 IAFF, AFL-CIO, Unit 1, to be effective July 1, 2003 through June 30, 2005. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

031316 [MOU - Fire Fighters Union, Local 798 IAFF, AFL-CIO, Unit 2]
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798 IAFF, AFL-CIO, Unit 2, to be effective July 1, 2003 through June 30, 2005. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

031317 [MOU - Police Officers' Association (SFPOA)]
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA), to be effective July 30, 2003 through June 30, 2007. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

031320 [Golden Gate Park Concourse Underground Parking Facility Fees]
Ordinance making environmental findings and amending the San Francisco Park Code by adding Section 12.35 to establish rates for the Golden Gate Park Concourse Underground Parking Facility. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031239 [Amending Planning Code Re: CUAs for 50,000 Square Foot Plus Retail Uses]
Ordinance adding section 121.5 of the Planning Code and amending sections 218, 814.31, 815.31, 816.31, 817.31, and 818.31 of the Planning Code to require that all retail uses, for which permit applications are submitted after the effective date of this ordinance, in C-2, C-M, M-1, M-2, RSD, SLR, SLI, SSO, and SPD zoning districts which are 50,000 square feet or larger may only be permitted as a conditional use, providing additional criteria for the Planning Commission's review of such conditional use applications, providing that these provisions shall apply only to building permit applications received after the date of introduction of this ordinance, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Peskin presented. ASSIGNED to Land Use Committee.

Resolutions

031310 [Commending Richard Gaule]

Resolution commending Richard Gaule for his extraordinary service to the San Francisco community by serving free soups to local homeless individuals. Supervisors Daly, Dufty presented. ADOPTED.

031311 [Brian Olcomendy Day]

Resolution proclaiming December 5, 2003 as "Brian Olcomendy Day" in the City and County of San Francisco in honor of his life and his innumerable contributions to his family, to his friends, and to all the citizens of San Francisco. Supervisor Hall presented. ADOPTED.

031312 [Lauren Bell Day]

Resolution proclaiming July 31, 2003 Lauren Bell Day in San Francisco for her service as Youth Services Director/Greater Mission Consortium Coordinator and her tireless effort and devotion to San Francisco youth. Supervisor Sandoval presented. ADOPTED.

031313 [National Minority Donor Awareness Day]

Resolution raising awareness about the lack of and need for minority organ donors and celebrating August 1, 2003 as National Minority Donor Awareness Day to inform and educate potential donors. Supervisors Sandoval, Dufty presented. ADOPTED.

031314 [Declaring July 30th YMCA of San Francisco Day]

Resolution declaring July 30th "YMCA of San Francisco Day." Supervisors Gonzalez, Dufty presented. ADOPTED.

031318 [Grant of Federal Funds - Municipal Transportation Agency]

Resolution authorizing the Municipal Transportation Agency to accept and expend $22,447,850 of Federal Discretionary Capital Assistance for construction of the Third Street Corridor Track/Maintainance Facility project, excluding administrative overhead costs. Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

031319 [Ground Lease - Golden Gate Park Concourse Underground Parking Facility Project]

Resolution approving and authorizing the execution and delivery of a ground lease between the City and Music Concourse Community Partnership relating to the Golden Gate Park Music Concourse underground parking facility project and amending the designation of the jurisdiction of the Golden Gate Park Concourse Authority. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031321 [CEQA, General Plan, Golden Gate Park Master Plan Findings - Golden Gate Park Concourse Authority Projects]

Resolution affirming the Planning Commission's certification of the Golden Gate Park Concourse Authority Projects Final Environmental Impact; adopting environmental findings pursuant to the California Environmental Quality Act, State Guidelines, and Administrative Code Chapter 31; and adopting General Plan and Planning Code Section 101.1 findings in connection with the Golden Gate Park Concourse Authority Projects. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031322 [Amendment to Design Agreement from the Laguna Honda Hospital Replacement Program]

Resolution authorizing the Director of Public Works to execute amendment to a design agreement for the Laguna Honda Hospital replacement program from $29,900,000 to $31,533,540. Supervisor Hall presented. RECEIVED AND ASSIGNED to City Services Committee.

031323 [Juror parking and relocation of San Francisco's towing contractor's parking and PUC Streetlight Maintenance Yard]

Draft Resolution urging the Municipal Transportation Agency and the San Francisco Public Utilities Commission (PUC) to cooperatively assist the Department of Parking and Traffic in providing parking for San Franciscans summoned to jury duty at the Hall of Justice, supporting relocation of the towed vehicle storage site for the City and County of San Francisco's towing contractor from 481 7th Street to the PUC Streetlight Maintenance Yard at 639 Bryant Street and endorsing the relocation of the PUC Streetlight Maintenance Yard operations to a site approved by the PUC. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Land Use Committee.

031324 [Condemn Hotel Council anti-panhandling advertisements campaign and urge MUNI to develop guidelines for political campaign advertisements on MUNI property]

Resolution condemning the Hotel Council's unsubstantiated and malicious anti-panhandling political ad campaign and urging MUNI to develop a comprehensive set of policy guidelines for dealing with ads that pertain to political campaigns. Supervisors Gonzalez, Daly presented. RECEIVED AND ASSIGNED to City Services Committee.

031325 [Condemning exorbitant phone call prices in S.F. hotels; urging the City Attorney to investigate the phone call pricing practices]

Resolution condemning exorbitant phone call prices in San Francisco hotels and urging the City Attorney to investigate the legalities of such price gouging. Supervisors Gonzalez, Daly presented. RECEIVED AND ASSIGNED to City Services Committee.

031328 [Commending SF Clean City Coalition, SF Chamber of Commerce and the Department of Public Works]

Resolution commending the creation of a public-private partnership between the San Francisco Clean City Coalition, the San Francisco Chamber of Commerce and the Department of Public Works (DPW) for the development of an innovative performance evaluation program called StreetFacts. The Board of Supervisors encourages the Mayor, DPW, other city agencies, the San Francisco Clean City Coalition, and the San Francisco Chamber of Commerce to partner in the collection of StreetFacts data and in developing strategies towards the overall improvement of street cleanliness, beauty, and safety in San Francisco. Supervisors Dufty, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031329 [Controller's Office to conduct comprehensive surveys regarding the effects of health and human service budget cuts]

Resolution requesting the City Controller's Office to conduct comprehensive surveys on the effect of any proposed and final health and human service budget cuts on San Franciscans receiving services from both faith and community-based non-profit contractors as well as City agencies, and on the alternatives to such services and the populations most affected by these service cuts. Supervisors Dufty, Daly, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031331 [Opposing Proposition 54]

Resolution opposing Proposition 54 on the October 7, 2003 ballot which would bar most state agencies from collecting individual racial and ethnic data. Supervisors Sandoval, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031153 [Establishing a Construction Risk Management Committee]

Ordinance establishing a Construction Risk Management Committee to authorize and monitor the performance of City's OCIPs. Supervisor Dufty presented. REFERRED to Rules Committee.

031288 [Rescinding Board of Supervisors Resolution No. _____, File No. 031220]

Resolution rescinding the resolution regarding the Vietnamese Heritage and Freedom Flag, Board of Supervisors File No. 031220. Supervisors Gonzalez, Ammiano, Hall, McGoldrick, Peskin, Dufty presented. REFERRED to Rules Committee.

Requests For Hearing

031326 [Status of the S. F. Mental Health Rehabilitation Facility]

Hearing to examine the current status of the San Francisco Mental Health Rehabilitation Facility. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Services Committee.

031327 [Competitive Procurement for SLUG Contracts]

Hearing to consider the process for reassigning contracts formerly entered into with the San Francisco League of Urban Gardeners. Specifically, to ensure that competitive solicitation, not sole source, is used for reassignment of these contracts. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

Motions

031309 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031330 [Waiver Permitting City Employees to Assist the Department of Elections]

Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the October 7, 2003, November 4, 2003, December 9, 2003 and March 2, 2004 elections. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

031254 [Settlement of Lawsuit - Evelyn Mata]

Ordinance authorizing settlement of the lawsuit filed by Evelyn Mata against the City and County of San Francisco, San Francisco Police Department and Nancy Brewer for $50,000; the lawsuit was filed on August 9, 2002 in San Francisco Superior Court, Case No. C-01-411318 entitled Evelyn Mata v. City and County of San Francisco, San Francisco Police Department, Nancy Brewer, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

031255 [Extension of Agreement For Additional Eighteen-Month Tolling of Statute of Limitations Governing Administrative Proceeding or Suit]

Resolution approving the City Attorney's entry into a Second Extension of Tolling Agreement governing administrative proceeding or suit by the United States Environmental Protection Agency and the Casmalia Resources Site Steering Committee, effective June 6, 2003.. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031256 [State Grant - Safe Routes to School Funds]

Resolution authorizing the Director of Transportation or his designee to apply for retroactively, accept, and expend $444,060.00 in California State "Safe Routes to Schools" funds, with required local match of $48,940.00 (Parking and Traffic Department) . RECEIVED AND ASSIGNED to City Services Committee.

031257 [State Grant - Safe Routes to School Funds]

Resolution authorizing the Director of Transportation or his designee to apply for retroactively, accept, and expend $428,400.00 in California State "Safe Routes to Schools" funds, with required local match of $47,600.00. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to City Services Committee.

031258 [Gift Acceptance, Laguna Honda Hospital - Passenger Van]

Resolution authorizing the Department of Public Health, Laguna Honda Hospital to accept and use a gift donated to Laguna Honda Hospital in the amount of $37,857 from the Laguna Honda Hospital Volunteer Services, Inc. for the exclusive benefit of Laguna Honda residents. (Public Health Department) Supervisors Hall, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031259 [Gift Acceptance, Laguna Honda Hospital - Electric Vehicles]

Resolution authorizing the Department of Public Health, Laguna Honda Hospital to accept and use a gift of equipment-two electric vehicles in the amount of $14,310 from the McKesson Corporation for the general benefit of all residents at Laguna Honda Hospital. (Public Health Department) Supervisors Hall, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of July 29, 2003

Board Minutes for June 17, 2003 approved.

Requests Granted

From: Supervisor McGoldrick
To: City Attorney
Requesting/Inquiring: To draft amendments to the Planning Code to change the method for determining allowable lot coverage by a building in residential zones, so that allowable lot coverage is determined using the actual combined footprint of buildings on a adjacent lots in comparison with the actual size of those lots.

From: Supervisor Daly
To: Director, Public Works
General Manager, Recreation and Park
Controller
Requesting/Inquiring: To provide all details on the process for reassigning contracts formerly entered into with the San Francisco League of Urban Gardeners, including copies of the current contracts.

Specially, to advise on whether competitive solicitation, not sole source, is used for reassignment of these contracts.

From: Supervisors Daly, Maxwell, Gonzalez, Dufty, Ma
To: Controller
City Attorney
Requesting/Inquiring: To draft a supplemental appropriation from any available source that is sufficient to prevent layoffs of gardeners and recreation directors restored by the Budget Committee.

In Memoriams
Mike Salinas (Supervisors Dufty, Ammiano)
Brian Olcomendy (Supervisors Hall, Newsom)

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Government Information Center

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8/12/03

Legislation Introduced
Including All Off-Calendar Items
August 12, 2003

DOCUMENTS DEPT.
AUG 18 2003
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PUBLIC LIBRARY

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

031395 [Funding from the General Reserve and re-appropriate salaries to fund the October 2003 Recall Election]

Ordinance appropriating $3,520,300 from the General Fund Reserve and re-appropriating $150,000 of permanent salaries for a total of $3,670,300 for temporary salaries, overtime, fringe benefits, non personal services, materials and supplies, and services of other departments associated with the October 2003 recall election for Elections Department for fiscal year 2003-2004. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031396 [Appropriate funding to offset the loss of parking revenue for not charging parking in Golden Gate Park]

Ordinance appropriating $500,000 from the General Fund Reserve and rescinding $700,000 in parking revenues and $200,000 of professional services to offset the loss of parking revenue for not charging for parking in Golden Gate Park for Recreation and Parks Department for fiscal year 2003-2004. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031399 [Stow Lake and Spreckels Lake restoration, sole source contract]

Ordinance authorizing the Recreation and Park Department to negotiate and enter into a sole-source contract with Aquatic Environments, Inc., Alamo, California, to dredge Stow Lake and Spreckels Lake, install aeration and circulation equipment and repair the Lake edge. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031400 [MOU Amendment No 1 - International Brotherhood of Electrical Workers, Local 6]

Ordinance adopting and implementing Amendment No. 1 to the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, by adding paragraph 149a, which provides for a premium to certain classes providing signal operations at the Department of Parking and Traffic, which was inadvertently omitted from the MOU, to be effective July 1, 2003 through June 30, 2005. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031401 **[Improving coordination between the San Francisco Police Department and the Office of Citizen Complaints]**

Ordinance amending the Administrative Code by adding a new Chapter 96, establishing requirements governing the authority and duties of the Police Department, the Office of Citizen Complaints and the Police Commission with respect to investigations by the Office of Citizen Complaints, including reporting on the status of sustained cases, minimum requirements for disclosure of documents by the Police Department, providing the Office of Citizen Complaints with subpoena power against third parties, imposing training requirements for police officers on whistleblower protection laws, and for police commissioners on public safety officer discipline, and adding uncodified provisions to require the Police Commission to consider revisions to the Early Warning System and study restricting promotions for officers disciplined for misconduct; require the Police Department and the Office of Citizen Complaints to meet and report on the development of a shared case tracking system; and require current police commissioners to receive training on public safety officer discipline. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.

031402 **[Extension of the First Source Hiring Program]**

Ordinance amending the San Francisco Administrative Code by amending Section 83.18 to extend the expiration date of the provisions of the First Source Hiring Program by one year. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

031406 **[Building Code – Technical Corrections/Clarifications]**

Ordinance amending the Building Code to effect technical corrections/ clarifications to Section 3102.8, by adding provisions previously included in the Code regarding woodburning appliances, Section 101.20, by adding provisions previously included in the Code regarding the operation of the Central Permit Bureau, Section 106.1, by deleting provisions regarding permit requirements that were previously removed from the Code, Section 106.3.2, by adding provisions previously included in the Code regarding submittal documents for permit applications, Section 103.3.1, 103.3.2, 103.3.3, 103.3.4, and 103.3.5 by deleting provisions regarding unlawful residential demolition and adding the provisions regarding unlawful residential demolition that were previously included in the Code, Section 205 by deleting the definition of demolition, by amending Figure 16B-1, Sections 105.4.2, 105.4.3.1, 107.1.1, 108.5.6, 1003.3.3.2, 1001A, 1304.A.1, 1307A.2, 1311A.1, 1313A.3, 1314A.2, 1316A.1, 1308A.3, 1605.4.3, 1604B.2.3, 1605B.3, 1605B.8, 1606B, 1604C, 1608C.5, 1611C.3.1, 1611C.4.2, 1611C.6.1, 1611C.6.2, 1611C.2.2.2, Table 16C-D, 1701.5, 3403.2.1.2, 3407.1, 3407.2.3, 3407.4.3, 3407.5.3.4, 3407.5.3.5, 3408.3.2, 1605.4.3, 1605.5, 106.4.4, 409.9.1, 1602C.6.1, 1602C.6.2, 3303.9.2, 3403.2.1.1, and 1605.4.1 to correct typographical errors, and making findings in accordance with California Health and Safety Code Section 17958.5 as to the local climatic, topological and geological reasons for amending the State Building Code. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031407 **[Workforce Housing Initiative]**

Draft ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (City Planning Code) is hereby amended as follows and that the following actions be taken in furtherance of those amendments and that this ordinance be referred to as the "Workforce Housing Initiative". Supervisor Newsom presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

Resolutions

031398 **[Commending San Francisco Police Inspectors]**

Resolution commending San Francisco Police Inspectors Lea Militello and Pat Correa for exemplary courage on duty while under attack. Supervisors Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval presented. ADOPTED.

031403 **[Accept-Expend Grant]**

Resolution authorizing the Human Rights Commission to accept and expend a grant in the amount of $26,000 from the Friends of the Human Rights Commission for the development of an internal database and external searchable web application for the purpose of gathering, sorting and displaying information on insurance companies throughout the United States that offer domestic partner insurance products. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031404 [Development of Property Located at Broadway and Battery Streets For Affordable Housing]

Resolution authorizing the mayor's office of housing to enter into a lease disposition and development agreement and below market long-term ground lease with Chinatown Community Development Center, a nonprofit public benefit corporation, for the development of affordable housing, together with a child care center, neighborhood-serving commercial space, and associated parking on real property located on the south side of Broadway between Battery and Front streets; affirming the Planning Commission's adoption of the mitigated negative declaration for the project; adopting environmental findings under the California Environmental Quality Act; and adopting findings that the project is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1 Mayor, Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

031416 [Acknowledging the California Supreme Courts ruling on Gay Adoptions]

Resolution congratulating and thanking the California Supreme Court for their sound public policy towards the needs of children by affirming second-parent adoptions. Supervisors Ammiano, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031417 [Accept-Expend Grant]

Resolution authorizing the Human Rights Commission to accept and expend a grant in the amount of $26,000 from the Friends of the Human Rights Commission for the development of an internal database and external searchable web application for the purpose of gathering, sorting and displaying information on insurance companies throughout the United States that offer domestic partner insurance products. Supervisors Ammiano, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031418 [Evaluation of the fire and medical rescue needs of San Francisco]

Resolution authorizing the City Controller to perform an evaluation of the fire and medical rescue needs of San Francisco. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031419 [Encouraging telecommunication companies to invest in the local communities to whom they provide service]

Resolution endorsing policies to encourage investment in local telecommunications services in California, investment in local communities, and increased employment opportunities. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031420 [Honoring community leader Robert Hector]

Resolution declaring September 25th Robert Hector Day in commemoration of Robert Hector's lifetime dedication to providing children, youth and their families social, educational and recreational services in the City and County of San Francisco. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031421 [Authorizing consulting firm to examine confidential State Board of Equalization tax records]

Resolution authorizing Bay Area Economics to examine sales or transaction and use tax records of the State Board of Equalization on behalf of the City and County of San Francisco pursuant to California Revenue and Taxation Code Section 7056. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031422 [Memorandum of Understanding between CCSF and CEC]

Resolution approving the signing of a Memorandum of Understanding between the City and County of San Francisco (CCSF) and the California Energy Commission (CEC) to obtain support from the CEC for the implementation of the City's renewable energy, energy efficiency and distributed generation goals; and to authorize the San Francisco Public Utilities Commission (SFPUC) and the San Francisco Department of the Environment (SFE) to administer and act as co-leads for this agreement between CCSF and the CEC. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031423 [Commending San Francisco International Arts Festival 2003]

Resolution commending the San Francisco International Arts Festival 2003 collaborative project members and the Yerba Buena Center for the Arts for presenting this year's festival from September 4th through September 21st in the City and County of San Francisco. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031357 [Confirming the appointment of Wilbert Din to the Municipal Transportation Agency Board of Directors]

Resolution confirming the appointment of Wilbert Din to the Board of Directors of the Municipal Transportation Agency, term ending March 1, 2007. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

Requests For Hearing

031397 [Firefighter Safety Technology]

Hearing to consider new firefighter safety technology that is being adopted as a best practice in other California cities and across the nation. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031408 [Police Department's Crime Reporting System]

Hearing on the Police Department's crime reporting system: (1) How effective is the current system compared to cities similar to San Francisco? (2) In particular, what mechanism/s are available for San Francisco Residents to report crime? (3) How can we improve it to make it more accessible and user-friendly? (4) How does the Police Department gather and use this information? Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

031409 [Education Program]

Hearing to discern the possibility of the San Francisco officials working with UC representatives to discusss ways to save the education program. Supervisor Newsom presented. RECEIVED AND ASSIGNED to City Services Committee.

031410 [Public Utilities Commission's Agreement No. CS-524]

Hearing regarding Public Utilities Commission's continuation of Agreement No. CS-524, Program Management Services, with the Water Infrastructure Partners (WIP) with a report from Harlan Kelly of the Public Utilities Commission. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motions

031411 [Legislative Analyst Request - Cell Phone Antennae Installation Moratorium]

Motion requesting the Legislative Analyst to review, analyze, and make recommendations to the Board of Supervisors, regarding the feasibility of enacting a cell phone antennae installation moratorium until the City has reviewed and updated existing Planning Deparment's Wireless Telecommunications Services (WTS) Facilities Guidelines. Supervisor Sandoval presented. ASSIGNED to Board of Supervisors.

031412 [Legislative Analyst Request - San Francisco Police Department's Crime Reporting System]

Motion requesting the Legislative Analyst to research and examine the San Francisco Police Department's crime reporting system. How effective is the current system compared to cities similar to San Francisco, such as but not limited to San Jose, Austin and New York? What mechanism/s are available for San Francisco residents to report crime? How is the information gathered and used? The sponsor asks the Legislative Analyst to make recommendations on how to improve the current reporting system and how we can make better use of information gathered. Supervisor Maxwell presented. ASSIGNED to Board of Supervisors.

031413 [Legislative Analyst Request - Foster Care System Models]

Motion requesting the Legislative Analyst to research on successful foster care system models in municipalities similar to San Francisco. In particular, identify incentives/support programs that have proven successful for foster parents. The report should also examine the scope of services provided, the number of children/youth served, and the cost and funding resources for such programs. Supervisor Maxwell presented. ASSIGNED to Board of Supervisors.

031414 [Legislative Analyst Request - Department of Children, Youth and Their Families]

Motion directing the Office of the Legislative Analyst (OLA) to conduct research on planning efforts by the Department of Children, Youth and Their Families, including its grant allocation process, its interdepartmental planning efforts, its coordinating efforts with other city departments to effectively leverage new State, federal or private resources, and any other efforts the Department utilizes in order to best eliminate duplication of services. Supervisor Newsom presented. ASSIGNED to Board of Supervisors.

031424 [Department of Children, Youth and Their Families Management Audit]

Motion directing the Office of the Controller to conduct a management audit of the Department of Children, Youth and Their Families. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendment

031405 [Charter Amendment - Establishing a Public Education Fund]

Charter amendment (First Draft) to add Sections 16.123-1 through 16.123-10, to establish a Public Education Fund. Supervisors Ammiano, Dufty presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED ORDINANCES

031333 [Making Environmental Findings and Increasing Street Artist Certificate Fee]

Ordinance making required environmental findings and amending Article 24 of the San Francisco Police Code by amending Section 2404.1 to increase the fee for a Street Artist Certificate and amending Section 2404.2 to clarify the fee setting procedure. (Arts Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031338 [Settlement of Lawsuit - Bellaire Tower Homeowners Association]

Ordinance authorizing settlement of the lawsuit filed by Bellaire Tower Homeowners Association against the City and County of San Francisco for $83,862.34; the lawsuit was filed on December 31, 2001 in San Francisco Superior Court, Case No. 402-355; entitled Bellaire Tower Homeowners Association, et al. v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

031253 [Contracting out Convention Facilities management, operation and maintenance services]

Resolution concurring with the Controller's certification that Convention Facilities management, operation and maintenance services can be practically performed at Bill Graham Civic Auditorium and the Moscone Center by private contractor for a lower cost than similar work services performed by City and County employees. (Administrative Services Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031270 [Contracting out Paratransit Services]

Resolution concurring with the Controller's determination that paratransit services for the Munucipal Transportation Agency can be practically performed by a private contractor at a lower cost than by City and County employees. (Public Transportation Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031271 [Grant of Easements in Santa Clara County]

Resolution authorizing the grant of easements to the Santa Clara Valley Transportation Authority over property in the County of Santa Clara under the jurisdiction of the San Francisco Public Utilities Commission; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting findings pursuant to the California Environmental Quality Act; authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution; and ratifying acts and authorizing actions in furtherance of this resolution. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031285 [Grant of Easements in San Mateo County]

Resolution authorizing a grant of easements to the State of California over property in the County of San Mateo under the jurisdiction of the San Francisco Public Utilities Commission; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting findings pursuant to the California Environmental Quality Act; ratifying acts and authorizing actions in furtherance of this resolution; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031307 [Extending provisional appointments]

Resolution approving extension to June 30, 2004 of provisional appointments of employees in classifications 1270 Departmental Personnel Officer, 1272 Senior Departmental Personnel Officer, 1458 Legal Secretary I, 1460 Legal Secretary II, 1820 Junior Administrative Analyst, and 1932 Assistant Storekeeper. (Human Resources Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031332 [Real Property License Agreement]

Resolution authorizing a City-wide 800 MHz Radio System license agreement at the VA Medical Center, 4150 Clement Street, San Francisco for the Emergency Communications Department. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031334 [Lease of Real Property]

Resolution authorizing a lease renewal of 1,496 sq. ft. for an Optometrist Office at 34 Van Ness Avenue, a City owned building commonly known as 30 Van Ness. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031336 [Study of at-risk and HIV positive youth in San Francisco]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of $19,800 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to participate in a study of at-risk and HIV positive youth in San Francisco, for the period of March 1, 2003, to February 29, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031337 [Emergency Medical Services Fund Reimbursement]

Resolution authorizing the San Francisco Department of Public Health, Emergency Medical Services (SFDPH, EMS) to accept and expend retroactively funds in the amount of $920,650 from the Emergency Medical Services Fund (EMSF) to reimburse providers for emergency medical services rendered during the period of July 1, 2002 to June 30, 2004, and for administrative costs associated with this program. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031339 [Lease of Real Property]

Resolution authorizing the renewal of a lease of real property at 755 and 759 South Van Ness Avenue for continued use by the Department of Public Health, Community Behavioral Health Services. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act - Meeting of August 12, 2003

Board Minutes for June 24, 2003 approved.

Requests Granted

From: Supervisor Newsom
To: Department of Children Youth and Their Families
Requesting/Inquiring: Please report on the following:

1. What are the current funding levels dedicated from the Children's Fund and the General Fund respectively for each of the departmental four quality of life benchmarks?
2. What are the funding levels for each of the benchmarks by the following three age groups: (0-5), (6-13) and (14-18)?
3. What, if any, is the current role of the Mayor's Children's Cabinet in the overall planning efforts by DCYF?
4. In your departmental planning efforts, what do you propose for eliminating duplication of services and/or identifying gaps in services or community needs where monies may be redirected?
5. To what extent do you coordinate interdepartmentally in order to best leverage local resources, in particular, mandated resources such as the Children's Baseline and the Children's Fund?

From: Supervisor Daly
To: Director, Human Services
Director, Public Health
Requesting/Inquiring: Please advise on any changes to the Medi-Cal Eligibility rules pursuant to state regulation (see attached). Also, please advise on any efforts San Francisco is making to continue San Franciscans enrollment in Medi-Cal.

In Memoriam
Alex Gong (Entire Board)
Christopher Smith (Supervisor Dufty)
Robert C. Moyce (Supervisor Dufty)
Al Corona (Supervisor Dufty)
Carol Nelson (Supervisors Dufty, Maxwell)
Juanita Turner (Supervisor Gonzalez)
Mary Anne Bulen (Supervisor Gonzalez)
Michael Francis Dowling (Supervisor Ma)
Andrea Martin (Supervisor Newsom)

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8/19/03

Legislation Introduced
Including All Off-Calendar Items
August 19, 2003

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

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Intorduced by Supervisors or Mayor

Ordinances

031457 [Introducing General Obligation Bond proposals 168 days before election]

Ordinance amending Section 2.31 of the Administrative Code to require that resolutions of necessity for proposed general obligation bonds must be introduced at the Board of Supervisors not less than 168 days before the election at which the voters could consider the proposed bond measure, rather than 169 days before the election. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

031462 [Appropriate funding for the Day Laborer Program]

Ordinance re-appropriating $75,000 from FY 2002-2003 and $90,000 FY 2003-2004 from the Mayor's Office to the Immigrant Rights Commission, Administrative Services Department, to fund the Day Laborer Program for fiscal year 2003-04. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031463 [Zoning - Large-scale Retail Use]

Ordinance amending the Planning Code to add Section 121.6 to impose a conditional use requirement and other specified procedures for certain large-scale retail uses in excess of 90,000 square feet and to prohibit such uses if they are in excess of 120,000 square feet. Supervisors Ammiano, Dufty presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031466 [Creating Exemption for Administrative Fee for Provision of Additional Police Services]

Ordinance amending San Francisco Police Code Section 10B.2 to create an exception for payment of an administrative fee for contracting for additional police services. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031467 [Amending fees for Declarations of Domestic Partnership and amendments to a Declaration of Domestic Partnership]

Ordinance amending Administrative Code Sections 8.33.1, 62.8 and 62.9 to provide that the County Clerk may impose a $40 filing fee for all Declarations of Domestic Partnership and all Amendments to a Declaration of Domestic Partnership, and to provide for annual adjustment of those fees and of the fees for domestic partnership ceremonies to reflect changes in the Consumer Price Index. Mayor presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

Resolutions

031404 **[Development of Property Located at Broadway and Battery Streets For Affordable Housing]**

Resolution authorizing the Mayor's Office of Housing to enter into a lease disposition and development agreement and below market long-term ground lease with Chinatown Community Development Center, a nonprofit public benefit corporation, for the development of affordable housing, together with a child care center, neighborhood-serving commercial space, and associated parking on real property located on the south side of Broadway between Battery and Front streets; affirming the Planning Commission's adoption of the mitigated negative declaration for the project; adopting environmental findings under the California Environmental Quality Act; and adopting findings that the project is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1. Mayor, Supervisors Peskin, Dufty presented. ASSIGNED to Land Use Committee.

031460 **[Confirming the re-appointment of Dar Singh to the San Francisco Redevelopment Agency]**

Resolution confirming the re-appointment of Dar Singh to the San Francisco Redevelopment Agency for a four-year term ending September 03, 2007. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

031461 **[Confirming the re-appointment of Michelle Sexton to the San Francisco Redevelopment Agency]**

Resolution confirming the re-appointment of Michelle Sexton to the San Francisco Redevelopment Agency for a four-year term ending September 3, 2007. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

031464 **[Jurisdictional Transfer]**

Resolution transferring jurisdiction from the Department of Public Works to the Mayor's Office of Housing Real Property Identified as Assessor's Block 141, Lot 11 for the development of affordable housing; and adopting findings pursuant to City Planning Code Section 101.1. Mayor, Supervisors Peskin, Dufty presented. RECEIVED AND ASSIGNED to Land Use Committee.

031465 **[Grant of Federal Funds]**

Resolution authorizing the Municipal Transportation Agency Board to accept and expend $48,094,526 of Federal Formula Section 5307 and Surface Transportation Program (STP) Capital Assistance for San Francisco Capital Projects and activities, excluding Administrative Overhead Costs. Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

031468 **[Lease of Real Property]**

Resolution approving and authorizing a new lease between the City and County of San Francisco, as tenant, and the Regents of the University of California, a California corporation, as landlord, of warehouse space at 626 Forbes Boulevard, South San Francisco. Supervisors Hall, Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031470 **[Day Laborer Program]**

Resolution urging the Immigrant Rights Commission to explore and advise the Board of Supervisors on the management of the Day Laborer Program. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031471 **[Commending members of the 2002 - 2003 Civil Grand Jury]**

Resolution commending the members of the 2002 – 2003 Civil Grand Jury. Supervisors Dufty, Hall, Gonzalez, Ma, McGoldrick, Ammiano, Peskin, Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031473 **[Urging Civil Service to develop staffing proposals for the Department of Elections]**

Resolution urging the Civil Service Commission and Department to consider and generate proposals for increasing the number of permanent positions in the Elections Department, creating permanent seasonal positions in the Department, and providing employee benefits that will encourage permanent and seasonal employees of the Department to continue their employment. Supervisors Gonzalez, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031475 **[Commending Stern Grove Festival Association]**

Resolution commending the Stern Grove Festival Association for its work planning and organizing the Stern Grove Festival in San Francisco and congratulating the Association on a successful 66th concert season. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031476 **[Commending Old First Presbyterian Church and Doris Krauss]**

Resolution commending the Old First Presbyterian Church on its 40th Year Anniversary, the rededication and renaming of its senior center to the "Doris Krauss Senior Center" and commending Doris Krauss for her 29-plus years of tireless dedication, commitment and overall contributions to the well-being of the senior population of San Francisco. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031477 **[Commending Pets Unlimited and PAWS]**

Resolution commending Pets Unlimited and the Pets Are Wonderful Support ("PAWS") for collaboration in hosting this year's Doggone Fun Run on September 14, 2003 at Lindley Meadow in Golden Gate Park. Supervisors Newsom, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031478 **[National Alcohol and Drug Addiction Recovery Month 2003]**

Resolution declaring September 2003 as "National Alcohol and Drug Addiction Recovery Month" in the City and County of San Francisco. Supervisors Newsom, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031479 **[Extension of Planning Commission Review Period]**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by repealing Section 207.2 [Second Units] in its entirety, adding a new Section 207.2, and amending Section 209.1 to authorize one additional secondary unit limited to 750 square feet of gross floor area within an existing structure on a lot within 1250 feet of a Primary Transit Street or Transit center and also within 1250 feet of a Neighborhood Commercial or Commercial zoning district, on a lot containing a qualified historical building or where the unit is specifically designed and constructed for the elderly or persons with physical disabilities, to prohibit the owner from legalizing an illegal unit pursuant to the provisions of this ordinance, and providing that the secondary unit shall not be subject to the Rent Ordinance but requiring that a secondary unit in a multi-family building shall be subject to affordability requirements; by amending Sections 135(d), Table 151 of Section 151 and 307(g) to establish the amount of open space and parking required for these secondary units; by amending the San Francisco Traffic Code by adding Section 308.5.1 to prohibit issuance of a residential parking permit to the occupant of a secondary unit; by adding new Section 106.4.1.3 to the San Francisco Building Code to require site inspection prior to issuance of a building permit for the secondary unit to verify that no unpermitted unit exists on the property and prohibiting the issuance of a building permit or certification of occupancy for the second unit if an unpermitted unit has operated on the property within the previous ten years, unless that unit was legally demolished prior to January 1, 2003; and by amending Section 37.9 of the San Francisco Administrative Code to require relocation assistance for persons required to vacate illegal units; and adopting findings. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031480 **[Commending California Coastal Conservancy]**

Resolution commending the California Coastal Conservancy for support of renovation, restoration, engineering, public access construction, and educational content development for exhibits in and around the South Windmill in Golden Gate Park, San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

031458 **[Proposed amendment Rule 2.28.1 of the Rules of Order]**

Hearing to a proposed amendment Rule 2.28.1 of the Rules of Order of the Board of Supervisors to require that a proposed charter amendment be introduced at a Board meeting held not less than 168 days prior to the election at which it is to be considered by the electors, rather than 169 days prior to the election. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Board of Supervisors.

031469 **[S.F. Human Rights Commission's report on the Racial Privacy Initiative]**

Hearing to review the San Francisco Human Rights Commission's report on the Racial Privacy Initiative and the anticipated impacts on City programs prepared in September 2002. Supervisors Ma, Maxwell, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

031455 **[Needle Exchange Emergency]**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031456 **[Amending the Rules of the Board to require proposed charter amendments to be introduced at a Board meeting held not less than 168 days prior to an election, rather than 169 days]**

Motion amending Rule 2.28.1 of the Rules of Order of the Board of Supervisors to require that a proposed charter amendment be introduced at a Board meeting held not less than 168 days prior to the election at which it is to be considered by the electors, rather than 169 days prior to the election. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Board of Supervisors.

031459 **[Committee of the Whole]**

Motion scheduling a Committee of the Whole to consider a proposed amendment Rule 2.28.1 of the Rules of Order of the Board of Supervisors to require that a proposed charter amendment be introduced at a Board meeting held not less than 168 days prior to the election at which it is to be considered by the electors, rather than 169 days prior to the election, to be held on August 26, 2003 at 4:00 p.m. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031472 **[Approving request Clerk of the Board to carry forward $257,563 from the FY Budget]**

Motion approving the request of the Clerk of the Board of Supervisors to carry forward from the Fiscal Year 2002-2003 Budget, unexpended annual budget appropriations in the amount of approximately $257,563 to provide funds for the first phase of costs associated with the legislative tracking system replacement. (Clerk of the Board) . REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031474 **[Co-Sponsorhip of the World Congress on the Future of Work in March 2004]**

Motion approving the co-sponsorship of the World Congress on the Future of Work in March 2004. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

031368 **[Zoning Map Amendment in connection with Seawall Lot 330]**

Ordinance amending Zoning Map Sheet 1H of the City and County of San Francisco for property located on a portion of Seawall Lot 330, Assessor's Block 3771 to change the height and bulk district classification from 105-F to 220-G; adopting findings pursuant to the California Environmental Quality Act; and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031369 **[General Plan Amendment in connection with Seawall Lot 330]**

Ordinance amending the San Francisco General Plan in connection with approvals for the proposed Bryant Street Residential Tower on Seawall Lot 330; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the General Plan amendment is consistent with the eight Priority Policies of Planning Code Section 101.1. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

PROPOSED RESOLUTIONS

031360 **[Contracting out Security Guard Services]**

Resolution Concurring with the Controller's certification that security guard services provided by Zonux Security Solutions can be performed at a lower cost than similar services performed by City and County Employees. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031371 **[Report of assessment costs for sidewalk and curb repairs - DPW Order 174,073]**

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department) . SCHEDULED FOR PUBLIC HEARING.

031373 **[Report of assessment costs for sidewalk and curb repairs - DPW Order 174, 227]**

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department) . SCHEDULED FOR PUBLIC HEARING.

031375 **[Report of assessment costs for sidewalk and curb repairs - DPW Order 174, 249]**

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department) . SCHEDULED FOR PUBLIC HEARING.

031382 **[Provide assertive case management to people with HIV and substance abuse and mental disorders]**

Resolution authorizing the San Francisco Department of Public Health, AIDS Office (SFDPH, AIDS) to accept retroactively and expend a grant in the amount of $490,947 from the Substance Abuse and Mental Health Services Administration (SAMHSA) for assertive case management for triply-diagnosed people and to enter into an agreement for the use of these funds; for the period of June 1, 2003, to May 30, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031296 **[Unpaid DPH Delinquent Refuse Service Payment Liens to become special assessments to the property taxes]**

Resolution confirming report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating Special Assessments and liens based thereon. (Public Health Department) . SCHEDULED FOR PUBLIC HEARING.

031298 **[Unpaid DPH complaint reinspection fee liens to become special assessments to the property taxes]**

Resolution confirming the report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon. (Public Health Department) . SCHEDULED FOR PUBLIC HEARING.

031300 **[Special Assessment Liens for Assessment of Costs]**

Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of Costs. Emergency Order Fees, and Fees pursuant to the provisions of Section 102.3, 102.12, 102.17, 102.18 102.19 et.seq., and Sections 108 and 110 Tables 1-K, and 1-G of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services Rendered by said Department of Costs thereof having accrued to pursuant to the Code Violations referenced above. (Building Inspection Department) . SCHEDULED FOR PUBLIC HEARING.

Clerk to Act - Meeting of August 19, 2003

Board Minutes for July 8, 2003 and July 15, 2003 approved.

Requests Granted

From: Supervisor Maxwell
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To conduct a traffic study at the intersections of San Bruno Avenue and Silver Avenue/Bayshore Boulevard and Silver Avenue. Specifically, to investigate the feasibility of installing a more comprehensive system for directing traffic. Currently, there are no signals guiding vehicles making left and right turns. This intersection has one of the heaviest flows of traffic for both pedestrian and automobiles in District 10. New senior housing in this area will create even more foot travel, and a better system must be considered to ensure the safety of residents in this area.

Due: October 3, 2003

From: Supervisor Newsom
To: Director, Department of Human Resources
Requesting/Inquiring:

1. The actual number of city employees laid off for Fiscal Year 2003-04?
2. The number of employees who were targeted for layoff for Fiscal Year 2003-04?
3. The number of employees that received notices but retain positions within the City?
4. The number of laid off employees who are currently on hold-over rosters?

This data should be categorized by Department, Class and Number of Individuals per Class, including data for City Commissions for the Fiscal Year 2003-04?

From: Supervisor Hall
To: Presiding Judge of the Superior Court
Requesting/Inquiring: Will you direct the Civil Grant Jury to post responses to their reports by City Departments on its web page?

In Memoriams
Robert McDonnell (Entire Board)
Megan Louise Furth (Supervisor Dufty)
Marc A. Howell (Supervisor Dufty)
Eleanor Cecelia (Supervisor Dufty)

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Legislation Introduced
Including All Off-Calendar Items
August 26, 2003

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OFF-AGENDA LEGISLATION

Intorduced by Supervisors or Mayor

Ordinances

031497 [Extending deadlines by ten days for scheduling and/or deciding appeals under Planning Code Section 308.1 when the Board does not conduct at least three regular meetings during a deadline period]

Ordinance amending San Francisco Planning Code Section 308.1 to extend deadlines by ten days, from 30 days to 40 days, for scheduling and/or deciding appeals under Section 308.1 when the Board of Supervisors does not conduct at least three regular meetings during a deadline period. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.

031501 [Findings as to the need to regulate formula retail uses in the Hayes-Gough NCD and in the NC Cluster Districts at Cole and Carl Streets and Parnassus and Stanyan Streets regarding formula retail uses]

Ordinance to amend the Planning Code by adding section 703.3 and by amending section 182 to make findings as to the need to regulate formula retail uses, to define formula retail uses, prohibit formula retail uses in the Hayes-Gough Neighborhood Commercial District and in the Neighborhood Commercial Cluster Districts at Cole and Carl Streets and Parnassus and Stanyan Streets, to require any building permit application for a formula retail use to comply with the notice and design review procedures of section 312 of the Planning Code, to provide that the burden to prove that a use is not a formula retail use rests with the building permit applicant or holder, and to provide that nonconforming uses in Residential Districts which are seeking to change in use to retail sales activity or retail sales establishment which is also a formula retail use must comply with the provisions of Section 703.3, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031502 [Reduce Members of Lead Hazard Reduction Citizens Advisory Committee From 20 to 14]

Ordinance amending section 1608 of the San Francisco Health Code to reduce the number of voting members in the Lead Hazard Reduction Citizen Advisory Committee from 20 to 14 members by eliminating seats for the affordable housing developers, financial expert, parent, and child care representatives, reducing the number of paint contractor representatives from two to one and reducing the number of tenant representatives from three to two. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

031503 [New administrative debarment procedure]

Ordinance adding a new Chapter 28 to the San Francisco Administrative Code to establish a City-wide administrative debarment procedure; amending Chapter 6 of the Administrative Code to reflect the adoption of the new Chapter 28. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031505 [Recreation and Park - Yacht Harbor Fees]

Ordinance making environmental findings and amending the San Francisco Park Code by repealing Section 12.11 and adopting a new Section 12.11 to increase current fees and add additional rental and services fees at the San Francisco Small Craft Yacht Harbor. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031506 [Appropriate funding for the sale of school bond proceeds for capital improvement projects on various school facilities]

Ordinance appropriating $29,480,000 of school bond proceeds for capital improvement projects on various school facilities, cost of issuance, and other related costs for the San Francisco Unified School District for fiscal year 2003-04. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

031498 [Authorizing issuance/sale of bond refunding the City and County of San Francisco Settlement Obligation Bonds, Series 2001 (Business Tax Judgment)]

Resolution authorizing and directing the sale of not to exceed $50,500,000 City and County of San Francisco Refunding Settlement Obligation Bonds, Series 2003-R1; prescribing the form and terms of said bonds, authorizing the execution, authentication and registration of said bonds; providing for an annual appropriation to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; approving the form of the Official Notice of Sale and the Notice of the Intention to Sell Bonds; approving the form and execution of the Official Statement relating thereto; approving the form of the Continuing Disclosure Certificate; approving the form of the Refunding Instructions; approving modifications to the documents approved herein; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031499 [Municipal Transportation Agency Leverage Lease Financing]

Resolution authorizing one or more lease-to-service contract transactions with respect to up to 21 Breda light rail cars; approving the form of and authorizing the execution and delivery of a Participation Agreement setting forth the terms and conditions of the lease-to-service contract transaction relating to the rail cars; approving the form of and authorizing the execution and delivery of a Head Lease Agreement providing the terms and conditions pursuant to which the rail cars will be leased to a trust; approving the form of and authorizing the execution and delivery of a Head Lease Supplement supplementing the terms and conditions pursuant to which specific rail cars will be leased to the trust; approving the form of and authorizing the execution and delivery of a Sublease Agreement providing the terms and conditions pursuant to which the trust will lease the rail cars back to the City to be operated and maintained by the City; approving the form of and authorizing the execution and delivery of a Sublease Supplement supplementing the terms and conditions pursuant to which the City will lease back the rail cars from the trust; approving the form of and authorizing the execution and delivery of a Payment Agreement providing the terms and conditions pursuant to which the City will provide for the payment of a portion of the sublease rent; approving the form of and authorizing the execution and delivery of an Equity Collateral Security Agreement and a Custody Agreement providing the terms and conditions pursuant to which the City will provide for a custody account to hold, and a security interest in, certain securities for the payment of a portion of the sublease rent and the purchase option purchase price if the purchase option is or is deemed exercised; approving the form of and authorizing the execution and delivery of a Support and Access Agreement providing the terms and conditions pursuant to which the City will provide the trust support and access to certain property if the City chooses not to exercise the purchase option; approving the form of and authorizing the execution and delivery of an Agreement for Assignment on Default which will provide the lender to the trust with an option to purchase, and take an assignment of the equity investor's beneficial interest in the trust estate upon the occurrence of certain events ; approving the form of and authorizing the execution and delivery of a Tax Indemnification Agreement providing the terms and conditions under which the City will indemnify under certain circumstances the equity investor for income inclusions or losses of tax benefits; approving the form of and authorizing the execution and delivery of an Insurance and Indemnity Agreement providing the terms and conditions under which the City will indemnify the strip surety provider; approving indemnification of various parties; acknowledging the waiver of the City's right to jury trial under certain circumstances; acknowledging proposed waiver requests pursuant to Sections 12B.5-1(d) and 12C.5-1(d) of the San Francisco Administrative Code; finding that the lease-to-service contract transaction is designed to reduce the amount or duration of payment or similar risk to the City or enhance the relationship between risk and return with respect to investments made pursuant to or in connection with such transaction; approving and authorizing the execution and delivery of any document necessary to implement this Resolution; authorizing the execution and delivery of documents in conforming sets for the equity investor; ratifying and approving any action heretofore taken in connection with the transaction contemplated by this Resolution; and related matters. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031500 [Assembly Bill 1217]

Resolution commending California State Legislators for passage of Assembly Bill 1217 and urging the Governor's signature. Supervisor Peskin presented. ADOPTED.

031504 [Accept - Expend Federal Grant]

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $3,475,000 from the United States Transportation Security Administration for the purpose of enhancing facility and operational security at the Port's cruise, ferry and cargo terminals. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

031507 [Accept-Expend Grant]

Resolution authorizing the Director of Emergency Services to accept and expend a grant in the amount of $771,317 from the California Governor's Office of Emergency Services for emergency equipment, exercises, and planning. Mayor presented. RECEIVED AND ASSIGNED to City Services Committee.

031512 [Extension of SRO Hotel Safety and Stabilization Task Force]

Resolution extending the operations of the Single Room Occupancy (SRO) Hotel Safety and Stabilization Task Force through December 31, 2004. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031513 [Ciaran Ferry]

Resolution urging the Bureau of Customs and Immigration to grant asylum to Ciaran Ferry. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031514 **[Authorizing transfer of funds and management oversight from DPW to MOCD]**

Resolution authorizing transfer of funds and management oversight from the Department of Public Works to the Mayor's Office of Community Development. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing

031510 **[Continuum of Lesbian Health]**

Hearing to consider the wide range of unique health issues affecting the lesbian community across all demographics; to receive information and research findings from the Lesbian Health Research Center of UCSF. Supervisors Dufty, Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

Motion

031496 **[Needle Exchange Emergency]**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031508 **[Amending the Rules of the Board to provide the Office of Legislative Analyst to primarily support the Board of Supervisors' Standing Committees and regional advisory bodies]**

Motion amending Rule No. 3.12 to the Rules of Order of the Board of Supervisors to provide a process that will allow the Office of Legislative Analyst to primarily support the Board of Supervisors' Standing Committees and regional advisory bodies. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.

031509 **[Legislative Analyst Request - Status of 8 remaining single-screen movie theaters in San Francisco]**

Motion requesting the Office of Legislative Analyst to report on the status of 8 remaining single-screen movie theaters in San Francisco and the feasibility of the proposal by Save the Theaters to renovate, rehabilitate and utilize these theaters to create an environment that will help to develop and ultimately expand a purely independent film industry in the City of San Francisco. Supervisor Peskin presented. ASSIGNED to Board of Supervisors.

PROPOSED ORDINANCES

031383 **[Setting San Francisco's fiscal year 2003-2004 property tax rate and establishing pass-through rate for residential tenants]**

Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2004. (Controller) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031388 **[Setting San Francisco's Unified School District's FY 2003-2004 property tax rate to be included in the City's overall property tax rate]**

Ordinance providing revenue and levying property taxes for San Francisco Unified School District's purposes for the fiscal year ending June 30, 2004. (Controller) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031393 **[Setting S.F. Community College District's fiscal year 2003-2004 property tax rate to be included in the City's overall property tax rate]**

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30,
2004. (Controller) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031425 **[Appropriate funding for the Art Commission for municipal symphony concerts using property tax revenue]**

Ordinance appropriating $23,273 for the municipal symphony concerts using property tax revenue, pursuant to Charter Section 16.106(1) for the Art Commission for fiscal year 2003-04. (Controller) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031432 **[Settlement of Lawsuit - Arcadia Machine & Tool Inc. et al.]**

Ordinance authorizing the partial settlement of the lawsuit filed by the San Francisco City Attorney against certain manufactures, distributors and dealers of firearms, and their trade associations; the settling defendants are Traders Sports, Inc., Southern Ohio Gun Distributors, Ellett Brothers Inc., and MKS Supply Inc.; these settling defendants agree to the entry of stipulated judgments that will reform their firearm distribution practices, and to pay $70,000; the lawsuit was filed on May 25, 1999 in San Francisco Superior Court, Case No. 303-753, and later coordinated with similar actions in the San Diego Superior Court as part of J.C.C.P. 4095; entitled People of the State of California ex rel Herrera et al. v. Arcadia Machine & Tool Inc. et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

031439 **[Speed Limit - Potrero Avenue between Brannan and Cesar Chavez Streets]**

Ordinance adding Section 174.13 and removing Section 175.07 of the San Francisco Traffic Code to reduce the speed limit from 30-mph to 25-mph on Potrero Avenue between Brannan and Cesar Chavez Streets. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

031389 **[Amending the Redevelopment Agency Budget for Tax Increments in Mission Bay North and South]**

Resolution amending the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2003-2004 to allow the Controller to increase the tax increments distributed to the Redevelopment Agency in accordance with the Tax Increment Allocation Pledge Agreements for Mission Bay North and Mission Bay South. (Controller) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031390 **[Lease of Real Property]**

Resolution authorizing renewal of a lease of real property at 1372 Mission Street, for continued use by the Department of Public Health's Saint James Infirmary and STD Program Research Offices (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031394 **[Lease of Real Property]**

Resolution authorizing renewal of a lease of real property at 1360 Mission Street, Suite 400, for continued use by the Department of Public Health, Employee Assistance Program. (Real Estate Department) Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031403 **[Lease of Real Property]**

Resolution authorizing renewal of a lease of real property at 1360 Mission Street, Suite 401, for continued use by the Department of Public Health, STD Program Administrative Headquarters. (Real Estate Department) Supervisors Ammiano, Dufty presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031426 **[FY 2003-04 California Constitution Appropriations Limit]**

Resolution establishing the appropriations limit for Fiscal Year 2003-04 pursuant to California Constitution Article XIII B. (Controller) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031428 **[Federal Grant Amendments for Airport Improvement Program]**

Resolution authorizing the Airport Commission to accept amendment to grant agreements offered by the Federal Aviation Administration ("FAA") for AIP 16, AIP 17, and AIP 19; and to release grant fund from reserve, in the amount of $1,199,790 under AIP 17. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031434 **[Approval of Public Trust Exchange]**

Resolution approving an Exchange Agreement with the State Lands Commission that would remove the public trust and Burton Act trust from approximately 22,600 square feet of unimproved real property located on Seawall Lot 330 at the corner of Bryant and Beale Streets, and would place the public trust and Burton Act trust on an approximately 10.34 acre site located between Maryland Street, Cesar Chavez Street, and 24th Street, on the eastern portion of the Western Pacific parcel. (Port) . RECEIVED AND ASSIGNED to Land Use Committee.

031435 **[Contracting Out City Services]**

Resolution retroactively concurring with the Controller's certification that assistance to certain victims of crime and education in community anti-street violence can be practically performed for the District Attorney's Victim Witness Assistance Program by a private contract at a lower cost than similar work services performed by City and County employees. (District Attorney) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031436 **[STOP Intersections]**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
26th and Diamond Streets, stopping Diamond Street, making this intersection an all-way STOP;
Montecito Avenue and Northwood Drive, stopping Northwood Drive, making this uncontrolled intersection a two-way STOP; and
15th Avenue and Noriega Street, south intersection, stopping southbound 15th Avenue at Noriega Street, making this uncontrolled Y-intersection a one-way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

031437 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
9th Avenue, east side, from Lake Street to the north terminus (legislates existing street conditions);
Diamond Street, west side, from 22nd to 23rd Streets (legislates existing street conditions);
Wisconsin Street, both sides, from 19th to 20th Streets (legislates existing street conditions);
Wisconsin Street, west side, from 20th to 22nd Streets (legislates existing street conditions);
Duboce Avenue, north side, from Castro to Divisadero Streets (legislates existing street conditions);
Arkansas Street, west side, from 16th to Mariposa Streets (legislates existing street conditions);
Arkansas Street, east side, from Mariposa to 18th Streets (legislates existing street conditions);
Arkansas Street, both sides, from 18th to 19th Streets (legislates existing street conditions);
Arkansas Street, west side, from 19th to 20th Streets (legislates existing street conditions);
Rhode Island Street, east side, from 20th Street to Mariposa Street (legislates existing street conditions); and
Rhode Island Street, west side, from 19th Street to Mariposa Street (legislates existing street conditions).

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Castro Street, east side, from 100 to 230 feet south of Duboce Avenue.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Melrose Avenue, along east terminus, east of Foerster Street (adjacent to Sunnyside Playground).

1-HOUR PARKING METERS, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
California Street, north side, from Locust Street to 231 feet easterly (commercial frontage only, up to 3440 California Street)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Farrugut Avenue, north side, from Alemany Boulevard to the western terminus.

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
18th Street, both sides, between Clover and Douglass Streets (4500 block).

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Langton Street, east side, between Folsom and Harrison Streets.

1-HOUR PARKING, 7 AM TO 6 PM, EXCEPT SUNDAY - RESCIND
RESIDENTIAL PERMIT PARKING AREA "I" (1-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Julian Avenue, both sides, between 15th and 16th Streets.

RESIDENTIAL PERMIT PARKING AREA "I" (1-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Rondel Place, both sides, between 16th Street and south terminus. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

031438 **[Traffic Regulations]**

Resolution enacting and rescinding traffic regulations on various streets.

NO U-TURNS - ESTABLISH
Treasure Island Road, both directions, at McCalla Road.

LEFT LANE MUST TURN LEFT - ESTABLISH
Grant Avenue, northbound, at Pine Street.

NO LEFT TURN, 4 PM TO 6 PM, EXCEPT SUNDAY - RESCIND
Montgomery Street, northbound, at Broadway. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

031446 **[Report of assessment costs for sidewalk and curb repairs - DPW Order 174,311]**

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department) . SCHEDULED FOR PUBLIC HEARING.

031447 **[Accept-Expend State Grant]**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $25,000 from the California Integrated Waste Management Board for a project that will incorporate recycled tire rubber surfaces in the Golden Gate Concourse Underground Parking Facility. (Environment) . RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of August 19, 2003

Board Minutes for July 22, 2003 and July 29, 2003 approved.

Requests Granted

From: Supervisor Daly
To: City Attorney

To draft an ordinance allowing business and property tax payers to check off a box on their tax payment forms to contribute to the Public Education Special Fund.

In Memoriams
Bobby Bonds (Entire Board)
Megan Elizabeth Noble (Supervisor Newsom)
Lovie L. Ward (Supervisors Sandoval, Ammiano)

41 Library
100 Larkin Street
Government Information Center

BOARD of SUPERVISORS

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Legislation Introduced
Including All Off-Calendar Items
September 16, 2003

DOCUMENTS DEPT.

SEP 19 2003

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PUBLIC LIBRARY

OFF-AGENDA LEGISLATION

Ordinances

022031 [Zoning Map Amendment]

Ordinance amending Section Maps 8 and 8SU of the Zoning Map of the City and County of San Francisco for the property described as Assessor's Block 3978, Lot 1, bounded by Rhode Island Street, 17th Street, Kansas Street and Mariposa Street, from M-1 (Light Industrial) to NC-3 (Moderate-Scale Neighborhood Commercial District) and the 17th and Rhode Island Street Grocery Store Special Use Subdistrict; adopting findings. Supervisor Maxwell presented. SUBSTITUTED.

022032 [17th and Rhode Island Street Grocery Store Special Use Subdistrict]

Ordinance amending the San Francisco Planning Code by adding Section 781.10 to create the 17th and Rhode Island Street Grocery Store Special Use Subdistrict, applicable to the newly rezoned NC-3 block (previously M-1) bounded by 17th Street, Rhode Island Street, Mariposa Street and Kansas Street (Assessor's Block 3978, Lot 1), to permit a neighborhood grocery store at 17th and Rhode Island and amending the Section 712 Zoning Control Table; adopting findings. Supervisor Maxwell presented. SUBSTITUTED.

031545 [Agreement to Exchange of Property and Settlement of Lawsuit - William F. Spiers dba Spiers Construction Company]

Ordinance authorizing an agreement to exchange vacant land uphill from Edgehill Park for the City's property on Portola Drive; adopting findings that the exchange agreement is categorically exempt from environmental review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of the exchange agreement; and authorizing settlement of the lawsuit entitled City and County of San Francisco v. William F. Spiers dba Spiers Construction Company, filed on November 29, 2001 in San Francisco Superior Court, Case No. 401-800, for an injunction requiring removal of Spiers' fence blocking access to Edgehill Park, for dismissal of Spiers' cross-complaint for quiet title, and for the exchange agreement. Supervisors Hall, Dufty presented. RECEIVED AND ASSIGNED to Rules Committee.

031546 [Requiring members of Veterans Affairs Commission to be honorably discharged veterans]

Ordinance amending the San Francisco Administrative Code, Section 5.102, requiring that all members of the Veterans Affairs Commission be honorably discharged veterans from the armed forces of the United States of America as evidenced by a discharge sheet or other equivalent written evidence of honorable discharge, or be veterans discharged from the armed forces of the United States of America on account of sexual orientation. Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules Committee.

031557 [Underground District – Cow Hollow]

Ordinance creating Underground District No. 360 in Cow Hollow. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Land Use Committee.

031558 **[Cultural and Historical Facilities General Obligation Bonds]**

Ordinance determining and declaring that the public interest and necessity demand improvements in the City and County of San Francisco consisting of financing the acquisition, rehabilitation, renovation, improvement, construction or preservation of cultural and historical facilities owned by the City and County of San Francisco and paying all other costs necessary and convenient for effectuating those purposes, that the estimated cost of approximately $267,000,000 for the improvements described above is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness of $71,000,000; finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and the General Plan consistency requirement of Administrative Code Section 2A.53; waiving the time limits set forth in Sections 2.31 and Sections 2.34 of the Administrative Code. Supervisor Hall presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

031548 **[Purchase from the S.F.Unified School District of Real Property located at 380 Bacon St., San Francisco for the Public Library]**

Resolution authorizing the execution and performance of an Agreement of Purchase and Sale for Real Estate between the City and County of San Francisco and the San Francisco Unified School District (the "Seller" or "District"), for the purchase of real property and improvements located at 380 Bacon St., San Francisco (being a portion of Block 5983), for use as the Portola Branch Library of the San Francisco Public Library; adopting findings under the California Environmental Quality Act; and adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1. Mayor, Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031549 **[Mixed-use development of affordable housing and a City office building at 10th and Market Streets]**

Resolution endorsing a term sheet describing the key terms and conditions of a mixed-use development project at 10th and Market Streets including affordable and market rate housing and a new City office building, and urging City staff to proceed with the preparation of agreements effectuating such a project. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.

031551 **[Eminent Domain - Resolution of Necessity]**

Resolution authorizing acquisition of Lot 001 in Assessor's Block 0074 in San Francisco by Eminent Domain for the Neighborhood Park Bond and Open Space Programs, and adopting findings under City Planning Code Section 101.1. Supervisor Peskin presented. SCHEDULED FOR PUBLIC HEARING.

031555 **[Immigrant Workers Freedom Ride]**

Resolution commending the Immigrant Workers Freedom Ride and the "March for Immigrant Rights" on September 20, 2003 in San Francisco, to send off the 106 Bay Area Riders on their historic journey for freedom and civil rights for all. Supervisor Daly presented. ADOPTED.

031556 **[Investigate the closure of Real Food Co. on 24th Street in Noe Valley]**

Resolution requesting NLRB, DBI and other appropriate agencies investigate the closure of Real Food Co. on 24th Street in Noe Valley. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031566 **[Interim Controls Regulating Certain Industrially-Zoned Properties on Third Street Between Islais Creek and Paul Street]**

Resolution adopting interim controls that would subject the following properties on Third Street between Islais Creek and Paul Avenue, which are currently zoned M (Industrial), to the more restrictive controls of NC-3 (Moderate-Scale Neighborhood Commercial) for a period of twelve months: Assessor's Block 4501, Lots 001, 003, 004, and 005; Block 4881, Lots 012, 018, 022, and 024; Block 4912, Lot 006; Block 4940, Lots 012A, 012B, and 024; Block 5211, Lots 027 and 028; Block 5217, Lot 001; Block 5225, Lot 010; Block 5226, Lots 025, and 028; Block 5235, Lots 003 and 011; Block 5242, Lots 021, 022, 023, 024, and 042; Block 5253, Lots 003, 008, 029, 030, 031, 032, 033, and 034; Block 5260, Lots 001, 002, 003, 032, 034, 035 and 036; Block 5272, Lots 045 and 048; Block 5279, Lots 001, 002 and 003; Block 5414, Lots 005, 006, 007, 008, 025, 026, 027, 028, and 030; Block 5418, Lots 001, 002, and 010; Block 5419, Lots 006, 007, 007B, 007C, 009, 015, 016, 017, and 018; Block 5421, Lot 011; Block 5429, Lot 002; Block 5431A, Lots 001, 001M, 001U, 001V, and 004; adopting findings pursuant to Planning Code Section 101.1. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.

031578 **[Acquisition of a New Voting System]**

Resolution encouraging the Department of Elections to issue a Request For Proposals for touch screen voting equipment that will accommodate Ranked Choice Voting. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

031570 **[Walk to School Day]**

Resolution declaring October 8, 2003 as "Walk Our Children to School Day" in the City and County of San Francisco. Supervisors Ma, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031571 **[Commending the Sunset District Neighborhood Coalition and the Sunset Artists' Society]**

Resolution commending the Sunset District Neighborhood Coalition and the Sunset Artists' Society for their work organizing the 9th Annual Sunset Community Festival. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031572 **[Latino Heritage Month]**

Resolution declaring September 2003 as "Latino Heritage Month" in the City and County of San Francisco. Supervisors Ma, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031577 **[STOP Intersection.]**

Resolution designating the intersection of Alemany Boulevard and Lawrence Street as an all "STOP" intersection. Supervisor Newsom presented. RECEIVED AND ASSIGNED to Land Use Committee.

031579 **[Mental Health Services Act]**

Resolution endorsing the California Mental Health Services Act Initiative for the November 2004 statewide ballot. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031580 **[UC Berkeley Extension Photography Program]**

Resolution urging the UC Berkeley Extension to maintain a Photography Program and darkroom in San Francisco. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031581 **[Supporting International Arts Festival 2005]**

Resolution supporting International Arts Festival 2005 in San Francisco, strategically promoting this important resource to potential partner governments from around the world to help stimulate economic activity, foster meaningful cultural exchange and develop more earned income opportunities for our artists. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031582 **[Commending the 120th Anniversary of Immaculate Conception Academy]**

Resolution commending the 120th Anniversary of Immaculate Conception Academy for its dedicated mission of educating young San Franciscans and its contributions to the Mission District and greater City community. Supervisor Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031583 **[Commending SFPD Captain Michael Yalon]**

Resolution commending San Francisco Police Department Captain Michael Yalon. Supervisors Dufty, Ammiano, Daly, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031584 **[Commending SFPD Captain Dan Lawson]**

Resolution commending San Francisco Police Department Captain Dan Lawson. Supervisors Dufty, Ammiano, Daly, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031585 **[Establishment of Little Saigon in the Tenderloin]**

Resolution supporting the establishment of Little Saigon as a Vietnamese cultural and commercial center in the Tenderloin. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031586 **[Mental Health Services Act]**

Resolution urging the voters of the State of California to pass the Mental Health Services Act. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031587 **[Clay and Arguello Streets]**

Resolution urging the Department of Parking and Traffic to paint the crosswalk running North to South on Arguello and place intersections at Clay crossing Arguello on the North side. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031588 **[Changing the name of Pardee Alley in North Beach to "Jack Micheline Place"]**

Resolution changing the name of Pardee Alley in North Beach to "Jack Micheline Place", in recognition of the late Jack Micheline's artistic contributions to the community of North Beach and the City of San Francisco. Supervisors Peskin, Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031589 **[Stop Sign Designation - Greenwich and Powell Streets]**

Resolution urging the installation of four-way Stop signs at the intersection of Greenwich and Powell Streets. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031590 **[Extension of Planning Commission Review Period]**

Resolution extending for an additional 30 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by creating section 608.15 to establish the Northeast Waterfront Special Sign District, creating Section 609.14 to address amortization of nonconforming signs in this District, amending Section 608 and Article 10, Appendix D, section 7 to be consistent with the Ordinance, amending the Zoning Map Section Map SSD-1 to show the boundaries of this District, and making findings of consistency with the General Plan and priority policies of Planning Code section 101.1. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031591 **[Opposing the Declawing of Cats]**

Resolution urging pet guardians and veterinarians to discontinue the practice of declawing cats in the City and County of San Francisco. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031592 **[Commending San Francisco Conservation Corp]**

Resolution commending the San Francisco Conversation Corp for its 20 years of outstanding service to San Francisco. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031593 **[Commending Richard Ironcloud and Armando Blackbear]**

Resolution commending Richard Ironcloud and Armando Blackbear for their swim across San Francisco Bay, highlighting the importance of healthy living. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031594 **[Accept Federal Grant - fiscal year 2003 lead hazard reduction demonstration grant program]**

Resolution authorizing the Mayor of the City and County of San Francisco to accept a grant from the U.S. Department of Housing and Urban Development for lead-based paint hazard reduction in a total amount not to exceed $4,000,000. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

031573 [Extending the San Francisco Zoo Audit Select Committee]

Motion extending the San Francisco Zoo Audit Select Committee. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031540 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031544 [Unfinished business from adjourned Board meetings to be scheduled for next regularly scheduled Board meeting]

Motion amending the Rules of Order of the Board of Supervisors by adding Rule 3.14, which directs that when the Board of Supervisors adjourns a meeting of the Board and unfinished items of business remain on the agenda for the adjourned meeting, the Clerk of the Board of Supervisors shall reschedule those unfinished items of business for the agenda of the next regularly scheduled meeting of the Board. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

031550 [Public Hearing - Eminent Domain]

Motion directing the Board of Supervisors to hold a public hearing on October 7, 2003, at 4:00 p.m. to consider adopting a resolution of necessity for the City's proposed acquisition by eminent domain for open space of Lot 001 in Assessor's Block 0074, in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031553 [Closed Session - Conference with City Attorney, Significant Exposure to Litigation against the City]

Motion that the City Services Committee of the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the significant exposure to litigation against the City that may arise from the City's implementation of Proposition S, approved by the voters of the City and County of San Francisco at the November 5, 2002, consolidated general election, which Proposition declares the policy that various City officials explore the possibility of establishing a program whereby the City would grow medical cannabis and distribute it to patients attempting to exercise their rights under Proposition 215, California's Compassionate Use Act of 1996.
Government Code Section 54956.9(b)(1) and San Francisco Administrative Code Section 67.10(d) permit this closed session. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031559 [Amending Domestic Partnership Requirements]

Motion ordering submitted to the voters an ordinance authorizing and amending Chapter 62 of the Administrative Code by amending Section 62.1 to update the statement of purpose; repealing Section 62.3(c) to eliminate a residency requirement; adding Section 62.10(c) to authorize the Board of Supervisors to amend domestic partnership legislation; and adding Section 62.11 to add a severability provision at an election to be held on March 2, 2004. Supervisors Ammiano, Dufty presented. RECEIVED AND ASSIGNED to Rules Committee.

031568 [Calling from the Table Legislative Item 031361 (General Assistance – In-Kind Assistance; Department of Human Services Care Fund]

Motion calling from the table legislative item 031361 (General Assistance - In-Kind Assistance; Department of Human Services Care Fund) and directing the Clerk of the Board of Supervisors to place item 031361 (General Assistance - In-Kind Assistance; Department of Human Services Care Fund) on the calendar for the September 30th, 2003 meeting. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearings

031552 [Hearing - Acquisition of Property by Eminent Domain]

Hearing of persons interested in or objecting to proposed resolution authorizing acquisition of Lot 001 in Assessor's Block 0074 in San Francisco by Eminent Domain for the Neighborhood Park Bond and Open Space Programs, and adopting findings under City Planning Code Section 101.1. (Clerk of the Board) . SCHEDULED FOR PUBLIC HEARING.

031554 **[Student Safety and Public Transportation]**

Hearing to review concerns and issues surrounding student safety and public transportation, with particular focus on transportation in the area surrounding Galileo High School and to make recommendations for future plans to ensure student safety. The hearing shall include, but not limited to, representatives from the SFUSD, Police Department, MUNI, the Youth Commission, concerned parents and other interested parties. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

031563 **[Department of Public Health's Report]**

Hearing to consider the Department of Public Health's report and recommendations regarding: Homeless Services for Individuals with Mental Health Diagnoses, Substance Abuse Diagnoses, or other Chronic Medical Conditions. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Services Committee.

031564 **[Budget Analyst's Management Audit of the Controller's Office.]**

Hearing to consider the Budget Analyst's Management Audit of the Controller's Office. Supervisor Hall presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031565 **[School District]**

Hearing to discuss the School District's 30-year effort to desegregate and make equitable public schools throughout the district. The discussion should include: 1) the successes and failures of past district policies including the 1993 racial caps on enrollment and the 1999 lawsuit settlement mandating racial integration without using race; 2) the current district policy of using a diversity index and whether this index is the only mechanism the City can utilize to be in compliance with the 1999 settlement; 3) the demographics of those who do not get their first choice school; and 4) disparities in quality of facilities, resources, etc. that exists in our school district and whether these disparities are giving rise to opposition to the diversity index. Supervisors Gonzalez, Ma presented. RECEIVED AND ASSIGNED to Rules Committee.

031595 **[San Francisco Housing Study]**

Hearing to discuss the findings of the Residential Rent Stabilization and Arbitration Board's comprehensive San Francisco housing study authorized by City Ordinance 55-00. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Land Use Committee.

Charter Amendments

031541 **[Charter Amendment - Supplemental Compensation for Employees on Military Leave]**

Charter amendment (First Draft) to amend Section A8.400 (h) to allow for employees called to active duty to receive supplemental compensation for a period to be specified by ordinance. Supervisor Newsom presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031542 **[Charter Amendment - Reclassify Deputy Sheriffs as Safety Employees Under Charter Section A8.590]**

Charter amendment (First Draft) to amend Sections A8.409 and A8.590 to reclassify Deputy Sheriffs as safety employees covered under the labor negotiation provisions set forth in Charter Section A8.590. Supervisors Ma, Daly, Dufty presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031543 **[Charter Amendment - Police and Fire Negotiation Timelines]**

Charter Amendment (First Draft) to amend Section A8.590 to provide for timelines for completion of Police and Fire negotiations identical to those already in place for other employee labor negotiations under Charter Section A8.409. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031547 **[Charter Amendment - Tax-deferred transfer of accrued vacation, sick leave and other compensation to employees]**

Charter amendment (First Draft) to add Section A8.599 to authorize the City and County to establish plans for the tax-deferred treatment of accrued compensation payable to employees. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031560 **[Draft Charter Amendment - City Engineer]**

Draft Charter amendment to amend section 4.130 relating to the Department of Public Works and appointment of a City Engineer. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

031561 **[Charter Amendment - Allowing the City to reduce the minimum police staffing level after conducting a study of which positions could be filled by civilian personnel rather than sworn officers]**

Charter amendment (First Draft) to amend Section 4.127 and to add Section 16.123, to: increase the minimum police staffing level by 188 officers to include Airport Police; provide for a study of which positions in the Police Department could be filled by civilian personnel rather than sworn officers; allow the City to reduce the minimum police staffing level for each position it converts from sworn to civilian, without decreasing the number of police officers dedicated to neighborhood community policing, patrol, and investigations; and, provide that no police officer shall be laid off in order to convert a position from sworn to civilian. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031562 **[Charter Amendment - Retirement System benefits for domestic partners]**

Charter amendment (First Draft) to add Section A8.500-3 so that domestic partners are treated exactly the same as spouses for benefits under the Retirement System. Supervisors Ammiano, Dufty presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031567 **[Draft Charter Amendment - San Francisco Department of Public Health]**

Draft Charter Amendment to add Article VIIIC, to provide additional fiscal authority to the Health Commission and require greater qualifications of Health Commissioners, designate universal healthcare as the Department's top advocacy priority, establish a baseline funding level for the Department of Public Health and for programs helping San Franciscans with chronic illnesses, guarantee the operation of county hospitals and clinics, establish levels for trauma care, guarantee culturally competent care through community-based primary care clinics, require operation of the Mental Health Rehabilitation Facility, streamline contracting bureaucracy, and establish pay equity for nonprofit and City workers performing similar jobs. Supervisors Daly, Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

031569 **[Charter Amendment - Commission on Aging to Commission on Aging and Adult Services]**

Charter amendment (First Draft) to amend Section 4.120 to change the name of the Commission on Aging to Commission on Aging and Adult Services. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031574 **[Charter Amendment - Board of Supervisors to respond to all orders or requests for the production of City records under designated state and federal laws]**

Charter amendment (First Draft) to amend Section 16.124 to authorize the Board of Supervisors to respond on behalf of the City to all orders or requests for the production of information, records, or other tangible things held by the City, the disclosure of which could violate the rights of any individuals under the State or Federal Constitutions, where the orders or requests are made under laws previously identified by the Board. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED ORDINANCES

031490 **[Angle Parking]**

Ordinance amending San Francisco Traffic Code Sections 55 and 132 to prohibit any person from parking or standing a vehicle other than at the angle of the curb or edge of roadway indicated by signs or markings, and to provide for penalties. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

031515 **[Settlement of Lawsuit - Jonathan Johnson]**

Ordinance authorizing settlement of the lawsuit filed by Jonathan Johnson against the City and County of San Francisco for $150,000; the lawsuit was filed on June 11, 2001 in San Francisco Superior Court, Case No. 322-080; entitled Jonathan Johnson, et al., v. City and County of San Francisco, et al; other material terms of said settlement are the waiver of the San Francisco General Hospital medical lien in the amount of $29,281.37. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

031444 [Contract funds for SFHIV Vaccine Clinical Trials Unit, 2003 to 2004]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of $405,101 with Public Health Foundation Enterprises Inc. (PHFE), the primary contractor, to fund the fourth year of the SFDPH portion for "San Francisco HIV Vaccine Clinical Trials", a unit of the HIV Vaccine Trials Network (HVTN); for the period of June 1, 2003 to May 31, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031453 [FY 2003-2004 State grant funds to the Department of Public Health from the California Department of Health Services]

Resolution authorizing the acceptance and expenditure of State recurring grant funds by the San Francisco Department of Public Health for FY 2003-2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031454 [Treatment of Latent Tuberculosis Infection in refugees newly arriving in San Francisco.]

Resolution authorizing the San Francisco Department of Public Health, Newcomers Health Program (SFDPH, Newcomers) to accept and expend retroactively a new continuing grant in the initial amount of $45,000, from the State Department of Health Services, Refugee Health (DHS, RH) to improve treatment of Latent Tuberculosis Infection (LTBI) in refugees newly arriving in San Francisco; for the period of August 1, 2003, to June 30, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031489 [Emergency Repairs]

Resolution authorizing the expenditure of funds for emergency repairs of the Early Intake Switchback Road at Hetch Hetchy, at an estimated cost of $2,000,000. (Public Utilities Commission) . CONTINUED.

031493 [Accept-Expend Federal Grant]

Resolution authorizing the San Francisco Fire Department of to accept and expend a grant in the amount of $211,975 from the Federal Emergency Management Agency (FEMA) to acquire 208 one-hour Self-Contained Breathing Apparatus (SCBA) Air Bottles, a mobile breathing air compressor unit, and a portable auxiliary communication repeater unit. (Fire Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031494 [Contracting for Security Guard Services at 1680 Mission Street for fiscal year 2003-2004]]

Resolution concurring retroactively with the Controller's determination that security guard services can practically be performed at the Bureaus of Construction Management and Engineering Offices at 1680 Mission Street by private contractor for a lower cost that if the services were performed by City employees. (Public Works Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031511 [Settlement of Claim - Eric M. Hansen]

Resolution approving the settlement of the unlitigated claim filed by Eric M. Hansen against San Francisco for $52,500; claim was filed on October 8, 2002. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

031517 [Agreement to Sell 418-420 Jessie Street]

Resolution approving and authorizing an agreement with Martin McNerney Development, Inc. dba Martin Building Company, Inc. for the sale of real property consisting of a former fire station on the first and second floors and vacant warehouse space on the upper six floors, for a purchase price of $2,900,000; finding that competitive bidding is impractical or impossible; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031518 [Accept-Expend Federal Grant]

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $25,000 from the Environmental Protection Agency to provide training to municipal staff involved in construction and renovation of municipal buildings on Leadership in Energy and Environmental Design (LEEDTM) sustainable building standards and to develop a database to track municipal green building projects and their environmental benefits to the City and County of San Francisco. (Environment) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031519 [Refugee County Plan]

Resolution approving the San Francisco Federal Fiscal Year 2003 Refugee County Plan. (Private Industry Council) RECEIVED AND ASSIGNED to City Services Committee.

031525 [Agreement for Tolling of Statute of Limitations Governing Lawsuit]

Resolution approving the City Attorney's entry into a tolling agreement governing suit by plaintiff Natasha Madaris entitled Natasha Madaris v. San Francisco Unified School District and City and County of San Francisco, Case No. 417-848. (City Attorney) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Board Minutes for August 12, 2003 and August 19, 2003 approved.

Requests Granted

From: Supervisor Sandoval
To: Edwin Lee, Director of Department of Public Works
Requesting/Inquiring: Inquiring about the feasibility of continuing sidewalk on Alemany Blvd between Trumbull and Congdon Streets to protect pedestrians from traffic. Currently, the sidewalk on Alemany Blvd. ends at Trumbull Street and does not resume until Congdon Street. Due to the high volume of traffic on Alemany Blvd., a sidewalk connecting Trumbull and Congdon streets is necessary.

Also requesting the Clerk of the Board send a coy of this letter and its response to:

Carol Antrocelli
224 Oxford Street
San Francisco, CA 94134

From: Supervisor Hall
To: Recreation and Park Department
Requesting/Inquiring: Are swimmers still able to purchase discount tickets at Sava Pool? Does the Department have discount tickets still available for purchase? Where are those tickets sold?

From: Supervisor Newsom
To: Gerald R. Norman, Department of Parking and Traffic
Requesting/Inquiring: Inquiring of an evaluation of traffic along Laurel Street between Euclid and California Streets for pedestrian and vehicular safety improvements.

In Memoriams
James Hahn (Supervisor Dufty)
Timothy O'Donnell (Supervisor Hall)
Marie McAuliffe McKeever (Supervisor Hall)
Michael Hallinan (Supervisor Hall)
C. H. Sisson (Supervisor Gonzalez)
Linda Rousell Bartholemew (Supervisor Newsom)

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TDD No. 554-5227

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113
9/23/03

Legislation Introduced
Including All Off-Calendar Items
September 23, 2003

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT
SEP 29 2003
SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

030667 [Amending Residential Rent Stabilization and Arbitration Ordinance]

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Sections 37.3 and 37.9: to prohibit rent increases solely for the addition of occupants, even where a pre-existing rental agreement or lease specifically permits a rent increase for additional occupants, except that the landlord may petition the Rent Board for a rent increase under Section 37.8(e)(4) based on the increased cost for an additional occupant [Section 37.3(a)(11)]; and to prohibit evictions solely for the addition of occupants, up to a maximum of two occupants per habitable sleeping room, even where a pre-existing rental agreement or lease prohibits additional occupants, except where this total would exceed the number of occupants permitted under other applicable state law and/or other local codes or otherwise fail to comply with such other applicable state law and/or local codes (e.g., Planning, Housing and Building Codes) [Section 37.9(a)(2)]. Supervisors Gonzalez, Daly presented. ASSIGNED to Land Use Committee.

031603 [Generation Solar: Residential and Commercial Solar Program]

Ordinance requiring the Public Utilities Commission and the Department of the Environment in consultation with other City departments to implement Generation Solar, a solar program for the residential and commercial sectors. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Land Use Committee.

031607 [Appropriate funding from the General Reserve for Fire Engine 33]

Ordinance appropriating $1,600,000 from the General Fund Reserve for uniform salaries, premium pay, uniform overtime, fringe benefits, and materials and supplies and utilities to fund Fire Engine 33 for fiscal year 2003-2004. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031608 [Taxicab Gate Fees]

Ordinance amending Section 1135.1 of the Police Code to provide for extending from November 1, 2003 to January 1, 2004 the time for sunsetting the higher cap on taxicab gate fees if the City fails to enact an ordinance prescribing a long-term lease fee cap covering long-term lease drivers; and to authorize the Board of Supervisors by resolution to extend the times provided for Supervisor Hall presented. RECEIVED AND ASSIGNED to Land Use Committee.

031609 [Authorizing an alternative procedure for establishing property and business improvement districts]

Ordinance amending Article 15 of the Business and Tax Regulations Code by amending Sections 1510 and 1511 to authorize the Board of Supervisors to initiate proceedings to establish property and business improvement districts upon receipt of a petition signed by property owners responsible for 30 percent of the proposed assessment; authorizing such districts to be formed for a term of up to 20 years; authorizing such districts to encompass and assess residential property, and repealing Sections 1513 through 1591. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031610 **[Adding San Francisco Fire Department to those Departments that are allowed to authorize employees to drive department vehicles to and from their residences]**

Ordinance amending San Francisco Administrative Code Chapter 4 Section 4.11 to add the San Francisco Fire Department to those Departments that are allowed to authorize employees to drive department vehicles to and from their residences and to authorize the San Francisco Fire Department to use 10 vehicles in that manner. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

031611 **[Review of Concession Opportunity]**

Draft Resolution authorizing the Director of the Department of Administrative Services to review the benefits of and to solicit bids for the award of an agreement for use of sites owned or occupied by the City and County of San Francisco for beverage vending services. Supervisor Peskin presented. RECEIVED AND ASSIGNED to City Services Committee.

031612 **[Commending Sacred Heart Cathedral Preparatory new Student Life Center]**

Resolution commending the Sacred Heart Cathedral Preparatory School on its 150th Anniversary, celebrating its legacy of graduating more than 80,000 high school students in the City and County of San Francisco and in celebrating the Grand Opening of the Daughters of Charity Foundation, Sister Teresa Piro, DC, Student Life Center. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031613 **[Commending Japanese Community Youth Council]**

Resolution commending the Mayor's YouthWorks Program and the Mayor's Education and Employment Program on having been selected as recipients of the prestigious PEPNET Award and commending the Japanese Community Youth Council for serving as the lead agency of these two youth employment programs. Supervisors Newsom, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031614 **[Commending Starting Points Initiative]**

Resolution commending Starting Points for the completion of its San Francisco Citywide Strategic Plan for Supporting Families and its recent formation of a Family Support Council. Supervisors Newsom, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031615 **[Establishing City Planning Audit Select Committee]**

Motion creating a City Planning Audit Select Committee. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031616 **[Reappointment of Mark Dunlop to the S.F. HIV Health Services Planning Council]**

Resolution urging Mayor Willie L. Brown to re-appoint Mark Dunlop to the San Francisco HIV Health Services Planning Council. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031617 **[Senate Bill 774]**

Resolution urging Governor Gray Davis to sign Senate Bill 774, Pharmacy Syringe Sale and Disease Prevention Act. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031618 **[Commend Anne Stanton]**

Resolution commending Anne Stanton for her decade of work and leadership for homeless youth in San Francisco as the esteemed Executive Director of the Larkin Street Youth Services. Supervisors Daly, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031619 **[Commendation for Linnea Klee]**

Resolution commending Linnea Klee for her ten years of service as Executive Director of the Children's Council of San Francisco. Supervisors Daly, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031620 [Halloween in the Castro - Extended BART Service]

Resolution urging the Bay Area Rapid Transit District to provide late night BART Service for the "Halloween in the Castro" event. Service would be extended from Midnight on October 31st until 2 a.m. on November 1st, 2003. Supervisors Dufty, Ammiano, Daly, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031621 [Selective purchasing of oil from companies purchase leases or develop oil fields in the Arctic National Wildlife Refuge]

Resolution urging the City of San Francisco to refrain from purchasing oil from companies that purchase leases or develop oil fields in the Arctic National Wildlife Refuge. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031622 [Commending attorneys Elliot Peters, Ethan Balogh, Dan Purcell, and Stacey Wexler for their work on the John Tennison case]

Resolution commending attorneys Elliot Peters, Ethan Balogh, Dan Purcell, and Stacey Wexler for their tireless efforts to ensure that the wrongful conviction of John "J.J." Tennison was overturned. Supervisors Gonzalez, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031623 [African American Cultural and Entertainment Center]

Resolution welcoming the African American Cultural and Entertainment Center (AACEC) to San Francisco and urging the San Francisco Port Commission to negotiate with the AACEC development team. Supervisors Maxwell, Daly, Ma, Newsom, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031624 [Commending Jack Moerschbaecher]

Resolution commending Jack Moerschbaecher, Director of the San Francisco Convention Facilities, for 20 years of outstanding service to the City and County of San Francisco and for receiving the 2003 Unsung Hero/Heroine Award from the Yerba Buena Alliance. Supervisors Maxwell, Daly, Dufty, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031635 [Healthy Kids Program Expansion]

Resolution urging the Department of Public Health to advance universal health care coverage in the City and County of San Francisco by extending health insurance coverage to the uninsured young adults ages 19 to 24 through the City's Healthy Kids Program. Supervisors Newsom, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

031604 [Status of PUC Revenue Bond Oversight Committee]

Hearing regarding status of November 2002 Proposition P - PUC Revenue Bond Oversight Committee. Supervisors Hall, Dufty presented. RECEIVED AND ASSIGNED to Rules Committee.

031605 [Aggressive Panhandling]

Hearing on the legality of Section 120-1 of the Municipal Police Code, prohibiting aggressive panhandling. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

031606 [Passthrough Procedure for Utility Cost Increases]

Hearing to review passthrough procedure for utility cost increases. The hearing will cover the methodologies available in the Rules and Regulations for calculating passthroughs, including how to ensure landlord costs and incomes are properly accounted for in a passthrough so that landlords are not unfairly compensated and that tenants are charged only for those true costs associated with tenant usage. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

Charter Amendments

031560 [Charter Amendment - appointment of a City Engineer responsible for the design and construction management of all public buildings and public works]

Charter amendment (First Draft) to amend Section 4.130 to provide for appointment of a City Engineer responsible for the design and construction management of all public buildings and public works. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031567 [Charter Amendment - San Francisco Department of Public Health]

Charter amendment (First Draft) to repeal Section 4.110 regarding the Health Commission and adding Article VIIIC, to provide additional increase the autonomy and fiscal authority to of the Health Commission and require greater change the qualifications of Health Commissioners, establish a stable baseline funding level for the Department of Public Health, streamline administrative operations and reduce contracting bureaucracy, ensure the continued operation of County hospitals and,clinics, and programs for the chronically ill, designate universal healthcare as one of the Department's top advocacy prioritiyies, establish a baseline funding level for the Department of Public Health and for programs helping San Franciscans with chronic illnesses, guarantee the operation of county hospitals and clinics, establish create enhanced coordination levels for of trauma care, guarantee culturally competent care through community-based primary care clinics, require maintain operation of the Mental Health Rehabilitation Facility, and establish as a goal, pay equity for nonprofit and City workers performing similar jobs for the Department of Public Health. Supervisors Daly, Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

031526 [Airport Concession Lease]

Resolution approving Amendment No. 3 to the Post-Security Master Retail/Duty Free Concession in the New International Terminal Building Lease No. 99-0035 between DFS Group, L.P. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031527 [Accept-Expend Regional Grant]

Resolution authorizing the Director of Transportation or his designee to accept and expend $157,000 in FY 03/04 Transportation Fund for Clean Air (TFCA) from the Bay Area Air Quality Management District (Air District) to stripe and sign bike lanes and purchase and install bicycle racks and to execute any and all associated documents. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

031528 [Street Artist Hyde Street Spaces]

Resolution re-designating seven (7) permanent selling spaces on Hyde Street, west side, Beach to Jefferson Streets; deleting seven (7) permanent selling spaces on Hyde Street, east side, Beach to Jefferson Streets; re-designating fourteen (14) selling spaces on Hyde Street, east side, Beach to Jefferson Streets; designating two (2) additional selling spaces on Hyde Street, east side, Beach to Jefferson Streets, for street artists certified by the Arts Commission, City and County of San Francisco; and exempting said seven spaces on Hyde Street, west side, Beach to Jefferson Streets, from Police Code Section 2405(c)(16) requiring street artists to maintain a minimum of eight feet of passageway for pedestrians. (Arts Commission) . RECEIVED AND ASSIGNED to Land Use Committee.

031530 [Grant to improve traffic and pedestrian safety in San Francisco]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a grant in the amount of $439,455 from the California Business, Transportation & Housing Agency Office of Traffic Safety (CBTHAOTS) to prevent DUI and resultant traffic injuries and to enter into an agreement for the use of these funds; for the period of October 1, 2003 to December 31, 2005. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031538 [Contracting out Airport Employee Parking Services]

Resolution approving the Controller's certification that Employee Parking Management Services for San Francisco International Airport can practically be performed by private contractor at a lower cost than if work were performed by city employees at budgeted levels. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031539 **[Contracting out Airport Public Parking Management Services]**

Resolution approving the Controller's certification that Airport Public Parking Management Services for San Francisco International Airport can practically be performed by private contractor at a lower cost than if work were performed by city employees at budgeted levels. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Requests Granted

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: To draft a charter amendment that would allow non-citizens to vote in San Francisco municipal school board elections where it can be demonstrated that the individuals are guardians of San Francisco municipal school board students.

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: To draft an ordinance increasing the real estate tax transfer tax to be increased to 1.5% for properties valued over $2 million. The ordinance should designate the distribution of revenue so that one-third is set aside for land acquisition designated for the construction of low/affordable housing and the preservation of cultural spaces and the remaining two-thirds is placed in the General Fund and dispersed with priorities given to use for schools and public health.

From: Supervisor Gonzalez
To: Department of Elections
Requesting/Inquiring: To develop a registration mechanism for eligible non-citizens who wish to vote in San Francisco municipal school board elections.

From: Supervisor Peskin
To: All Department
Requesting/Inquiring: Inquiring about beverage and snack vending usage and preferences for all departments in the City and County of San Francisco. Please read the attached letter.

In Memoriams
Robert Lawrence McRoskey (Supervisors Dufty, Sandoval)
LeRoy Hersh (Supervisor Dufty)
Linda K. Bartholomew (Supervisor Dufty, Sandoval)

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SF
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9/30/03

Legislation Introduced Including All Off-Calendar Items September 30, 2003

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

OCT 03 2003

SAN FRANCISCO
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Introduced by Supervisors or Mayor

Ordinances

031652 **[Requiring for all public work involving asphalt that asphalt be purchased from the City asphalt plant]**
Ordinance adopting new Subsection 6.22(Q) of Administrative Code Chapter 6, Article I, requiring that for all public work involving asphalt that public work contractors purchase the asphalt from the City asphalt plant. Supervisor Peskin presented. RECEIVED AND ASSIGNED to City Services Committee.

031655 **[Post-Employment Restrictions for Former City Employees]**
Draft ordinance adding Chapter 8, Activities of Former Officers and Employees, to Article III of the Campaign and Governmental Conduct Code; moving Section 3.545 of the Campaign and Governmental Conduct Code to Section 3.800; and adding prohibitions to prevent former City employees, for a period of two years, from communicating on behalf of any other person or entity, other than the City and County of San Francisco, with an elected public official who was the former employee's appointing authority or City employees who are current appointees of that appointing authority. Supervisor Newsom presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031656 **[Campaign Consultants Lobbying Current and Former Clients]**
Draft ordinance amending Article II, Chapter I, Section 2.100, adding Section 2.117 to Article II, Chapter I, and adding Section 1.545 to Article I, Chapter 5 of the Campaign and Governmental Conduct Code to prohibit campaign consultants and employees of campaign consultants from lobbying current and former clients. Supervisor Newsom presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031657 **[Appropriate funding for the construction of Octavia Boulevard]**
Ordinance appropriating $12,903,999 from the land sales to the San Francisco Redevelopment Agency and $1,106,631 in lease revenues from the Central Freeway land parcels for a total of $14,010,630 to fund the construction of Octavia Boulevard and related ancillary projects for the Department of Public Works for fiscal year 2003-04. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031658 **[Appropriate State and Federal funding for the CalWORKs, Medi-Cal, IHSS and Foster Care programs]**
Ordinance appropriating $2,399,795 of CalWORKs, Medi-Cal, IHSS and Foster Care funding to fill 28.67 vacant FTEs including deletion of 9.38 FTEs and creation of 9.38 FTEs, purchase one-time materials and supplies, and provide stipends to emancipated foster youth for the Department of Human Services and Amending Annual Salary Ordinance for Fiscal Year 2003-04. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031659 [Public Employment]

Ordinance amending Ordinance No. 171-01 (Annual Salary Ordinance 2003/04) reflecting the abolishment of 14 positions (9.38 FTEs) and the creation of 14 positions (9.38 FTEs) at the Department of Human Services. (Human Resources Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

031651 [Creation of Motorcycle Parking]

Resolution urging the Department of Parking and Traffic (DPT) to create 3,759 motorcycle parking spaces and implement a trial bicycle and motorcycle traffic calming parking space within a 120 day time period. Supervisors Gonzalez, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031660 [Accept-Expend State Grant]

Resolution authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the Office of Traffic Safety for a project entitled California Seat Belt Compliance Campaign (CSBCC). (Mayor) . RECEIVED AND ASSIGNED to City Services Committee.

031673 [Urging Governor Davis to sign Senate Bill 2]

Resolution urging Governor Davis to sign Health Insurance Act of 2003, also known as SB 2, which would expand the current employer-based health care system to provide health coverage to over one million uninsured Californians. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031674 [2003 Domestic Violence Awareness Month]

Resolution ratifying that the Board of Supervisors declares the month of October 2003 as "Domestic Violence Awareness Month" in the City and County of San Francisco. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031675 [Urging 108th Congress to Tie National School Lunch Program Eligibility to Regional Indicators and To Increase California's Reimbursement Rate]

Resolution urging 108th U.S. Congress to link National School Lunch Eligibility Criteria to Regional Poverty Indicators and to increase the Program's Reimbursement Rate. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031677 [Commendation of the San Francisco Asian Peace Officers' Association]

Resolution commending the San Francisco Asian Peace Officers' Association for their dedication and commitment to the community. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031678 [Commemorating the 50th Anniversary of the Korean War]

Resolution commemorating the 50th anniversary of the Korean War. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031679 [Commendation of National Day of the People's Republic of China]

Resolution recognizing the contributions of the Chinese community to commerce, culture and diversity and declaring October 1, 2003 as the "54th National Day of the People's Republic of China" in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031680 [Showers at Lowell High School]

Resolution urging the San Francisco Unified School District to consult with, and obtain the approval of, the Crestlake Property Owners Association, the Lakeshore Acres Improvement Club, the Lakeside Homes Association, the Lakeside Property Owner's Association, the Merced Manor Property Owner's Association, the West of Twin Peaks Central Council, and the District Seven Advisory Council before implementing a plan to allow homeless individuals to use shower facilities at Lowell High School. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031681 [Commending Saint Thomas the Apostle Catholic Church]

Resolution commending Saint Thomas the Apostle Catholic Church for its significant contribution to the community and proclaiming October 19, 2003 Saint Thomas the Apostle Catholic Church Day. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031682 [Koshland Park--Gift-in-Place]

Resolution accepting a gift in place valued at approximately $200,000 from the Friends of Recreation and Parks, a non-profit organization, to the Recreation and Park Department of Koshland Park. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031683 [Urging 108th U.S. Congress to pass the AgJobs Act of 2003]

Resolution urging 108th U.S Congress to pass the AgJobs Act of 2003 for seasonal immigrant farm workers. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031684 [Commending the Committee for the Confucius Memorial Ceremony]

Resolution commending the Committee for the Confucius Memorial Ceremony for their dedication to recognizing the teachings of Confucius. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031623 [African American Cultural and Entertainment Center]

Resolution welcoming the African American Cultural and Entertainment Center (AACEC) to San Francisco and urging the San Francisco Port Commission to negotiate with the AACEC development team. Supervisors Maxwell, Daly, Ma, Dufty, Newsom, Sandoval, McGoldrick, Hall presented. REFERRED to Finance and Audits Committee.

031616 [Reappointment of Mark Dunlop to the S.F. HIV Health Services Planning Council]

Resolution urging Mayor Willie L. Brown to re-appoint Mark Dunlop to the San Francisco HIV Health Services Planning Council. Supervisors Ammiano, Daly presented. REFERRED to Rules Committee.

031635 [Healthy Kids Program Expansion]

Resolution urging the Department of Public Health to advance universal health care coverage in the City and County of San Francisco by extending health insurance coverage to the uninsured young adults ages 19 to 24 through the City's Healthy Kids Program. Supervisors Newsom, Dufty, Ma, Daly presented. REFERRED to Finance and Audits Committee.

Requests for Hearings

031654 [SFPD's Community Relations Efforts]

Hearing to address the San Francisco Police Department's community relations efforts. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

031667 [Committee of the Whole - Human Rights Commission Appointment]

Hearing to consider the Mayor's appointment of Vernon Grigg to the Human Rights Commission. Supervisor Peskin presented. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

031653 [Annual Review and Approval of the Board of Supervisors/Clerk of the Board Annual Budget Guidelines and Draft Budget]

Hearing to consider the annual review and approval of the Board of Supervisors/Clerk of the Board Annual Budget Guidelines and Draft Budget prior to submittal to the Mayor. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

Motions

031666 **[Committee of the Whole]**

Motion scheduling a Committee of the Whole to consider the Mayor's appointment of Vernon Grigg to the Human Rights Commission to be held on October 7, 2003 at 4:00 p.m. (File Numbers 031663, 031664, and 031665). Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031650 **[Needle Exchange Emergency]**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031663 **[Appointment - Human Rights Commission]**

Motion approving the Mayor's appointment of Vernon Grigg to the Human Rights Commission for the term ending September 2, 2004. (Mayor) . RECEIVED AND ASSIGNED to Board of Supervisors.

031664 **[Appointment - Human Rights Commission]**

Motion rejecting the Mayor's appointment of Vernon Grigg to the Human Rights Commission for the term ending September 2, 2004. (Mayor) . RECEIVED AND ASSIGNED to Board of Supervisors.

031665 **[Appointment - Human Rights Commission]**

Motion taking no position concerning the Mayor's appointment of Vernon Grigg to the Human Rights Commission, for term ending September 2, 2004. (Mayor) . RECEIVED AND ASSIGNED to Board of Supervisors.

031676 **[Legislative Analyst Request]**

Motion requesting the Legislative Analyst's Office to study the non-profit collective/cooperative medical cannabis cultivation and distribution model recently employed by the Wo/men's Alliance for Medical Marijuana (WAMM) in Santa Cruz, and to analyze the feasibility and ramifications of implementing such a model in San Francisco. Supervisors Dufty, Ma, Ammiano, Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

031405 **[Charter Amendment - Establishing a Public Education Fund]**

Charter amendment (Second Draft) to add Sections 16.123-1 through 16.123-10, to establish a Public Education Enrichment Fund. Supervisors Ammiano, Dufty, Daly presented. ASSIGNED to Rules Committee.

031562 **[Charter Amendment - Retirement System benefits for domestic partners]**

Charter amendment (Second Draft) to add Section 16.125 authorizing the Board of Supervisors to amend or repeal provisions of the Domestic Partnership Ordinance to effectuate the voters' intent that domestic partners be afforded the same rights and responsibilities as spouses, and adding Section A8.500-3 so that domestic partners are treated exactly the same as spouses for benefits under the Retirement System. Supervisors Ammiano, Dufty presented. ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

031600 **[Commercial Vehicle Parking in Certain Use District]**

Ordinance amending Traffic Code by amending Sections 63 and 63 (a) thereof, relating to commercial vehicle parking in certain use districts. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

031598 **[First Amendment to Lease of SFPUC Property for Operation of a Public Golf Course and Related Facilities]**

Resolution authorizing a First Amendment to Lease of Public Utilities Commission Land between the City and County of San Francisco and Crystal Springs Golf Partners, L.P., in San Mateo County. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031601 **[Authorizing the Teeter Tax Losses Reserve Fund to be governed by Revenue and Taxation Code Section 4703.2 for fiscal year 2002-2003 and thereafter]**

Resolution authorizing the Teeter Tax Losses Reserve Fund to be governed by Revenue and Taxation Code Section 4703.2 for fiscal year ending June 30, 2003 and thereafter. (Controller) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031602 **[Substance Abuse and Crime Prevention Act of 2000 - Implementation Plan]**

Resolution authorizing adoption of the San Francisco County Plan for the Substance Abuse and Crime Prevention Act of 2000 for Fiscal Year 2003-2004. (Public Health Department) . RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of September 30, 2003

Board Minutes for August 26, 2003 approved.

Requests Granted

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft an ordinance to register more voters based on New York City's Pro-Vote law.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft an ordinance to prohibit campaign consultants from lobbying the Board of Supervisors, the Mayor or City departments and commissions.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft an ordinance to cede a budget and general guidelines to the Local Homeless Coordinating Board. This group, not elected officials, could decide on shelters, drug treatment, hotel beds, welfare rules and sanctions.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft an ordinance to preserve neighborhood scale by creating a district-wide environmental study of traffic and pollution related to housing done ahead of time of wider area.
Neighborhood groups would have a voice at the front end when general building limits are hammered out. But once the rules and limits are set, the potential for delays, uncertainty and rising costs would be end.

From: Supervisor Daly
To: Director, Treasure Island Development Authority
To: General Manager, Recreation and Park Department
Requesting/Inquiring: For the Director of Treasure Island and the General Manager of Recreation and Park to work together to advise on lessons learned from Treasure Island's Little League field and the steps needed to develop more fields.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft an ordinance requiring signs for reporting offenders and to require warnings go out with garbage bills.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft an ordinance to increase the number of small local businesses that contract with the city as a way of promoting development and sustaining long-term investment. San Francisco currently has more than 60,000 small businesses but fewer than 20 percent of them have primary city contracts with the city.

From: Supervisor Daly
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To respond to comments from the San Francisco Chronicle related to traffic enforcement. (See Attached.)

From: Supervisor Hall
To: Director, Planning Department
Requesting/Inquiring: What steps or suggestions does the Department have for notifying all of San Francisco's homeowners about public meetings dealing with the Housing Element and the pending secondary unit legislation? Is it feasible for the Planning Department to send notice to all recipients of water bills or property tax bills?

From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: To draft an opinion explaining whether or not homeowner association CC&R's "trump" provisions of the proposed Housing Element and the pending ordinance on secondary units.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To draft an ordinance that would address requirements for siting combustion turbines in the City, taking into consideration both the City process and commitments the City could make to address the concerns of the community, including the process for developing mitigation.

In Memoriams

Mort Bass (Supervisor Daly)
Arnette Watson (Supervisor Daly)
R. Jeffrey Hayward (Supervisor Dufty)
Edward Said (Supervisor Gonzalez)
Phyllis Porter (Supervisor Hall)
Richard Parrino (Supervisor Hall)
Ru-Jin Li (Supervisor Ma)
Sheila Hill-Fajors (Supervisor Maxwell)

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13
10/7/03

Legislation Introduced
Including All Off-Calendar Items
October 7, 2003

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.
OCT 10 2003
SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

022032 [17th and Rhode Island Street Grocery Store Special Use Subdistrict]

Ordinance amending the San Francisco Planning Code by adding Section 781.10 to create the 17th and Rhode Island Street Grocery Store Special Use Subdistrict, applicable to the newly rezoned NC-3 block (previously M-1) bounded by 17th Street, Rhode Island Street, Mariposa Street and Kansas Street (Assessor's Block 3978, Lot 1), to permit a neighborhood grocery store at 17th and Rhode Island and amending the Section 712 Zoning Control Table; adopting findings.. ASSIGNED to Land Use Committee.

031701 [Distribution of literature by a residential tenant in a building to other tenants in the building, regarding matters of common interest or concern to the tenancies]

Ordinance adding Administrative Code Chapter 49A "Residential Tenant Communications" regarding a residential tenant's permissible use of common areas to distribute literature to other tenants in the building, including literature distributed on behalf of a tenants' association or other tenants' organization, where the literature relates to issues of common interest or concern to the building's tenancies; distribution may include placement of literature on or in front of tenant doors, with the distributor's name/address/telephone number plainly included for any tenant to opt out of future doorway distributions; and, the landlord may establish other reasonable requirements as to the time, place, manner, and volume, of such literature distribution. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031702 [Reappropriate funding to fund Fire Engine 33]

Ordinance reappropriating $1,600,000 from uniform salaries and benefits from elimination of Battalion Chiefs to fund uniform salaries, premium pay, uniform overtime, fringe benefits, and materials and supplies to keep Fire Engine 33 open in fiscal year 2003-2004. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031708 [Citizens Advisory Committee on Elections]

Ordinance amending the San Francisco Municipal Elections Code, by repealing Sections 700 through 760, regarding the Citizens Advisory Committee on Elections. Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules Committee.

031709 [Dissolving the Advisory Committee on Adult Detention]

Ordinance amending the San Francisco Administrative Code, by repealing Sections 13.70 through 13.75, regarding the Advisory Committee on Adult Detention. Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

031699 [Commending Lateefah Simon]

Resolution commending Lateefah Simon for her exceptional work as the Executive Director of the Center for Young Women's Development and for being named as a recipient of the 2003 John D. and Catherine T. MacArthur Foundation Fellowship. Supervisors Daly, Dufty presented. ADOPTED.

031700 [Proclaiming October 15, 2003 National Latino AIDS Awareness Day in San Francisco]

Resolution proclaiming October 15, 2003 National Latino AIDS Awareness Day (NLAAD) in San Francisco and commending the San Francisco Bay Area NLAAD Committee for educating the public about this issue. Supervisors Sandoval, Dufty presented. ADOPTED.

031703 [Joint Use Cooperative Agreements between the S.F. Public Library and the SFUSD]

Resolution approving the Joint Use Cooperative Agreements between the San Francisco Public Library and the San Francisco Unified School District for the purpose of Proposition 14 grant applications to construct the Ingleside, Portola, Visitacion Valley, and Ortega branch libraries. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031704 [Dissolving the Advisory Committee to Fulfill the Charter Reform Mandate]

Resolution repealing Resolution No. 283-94, to dissolve the "Advisory Committee to Fulfill the Charter Reform Mandate." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules Committee.

031705 [Dissolving the Citizens Committee for Public Participation In Waste Water Project Evaluation]

Resolution repealing Resolution No. 19-73, to dissolve the "Citizens Committee for Public Participation In Waste Water Project Evaluation." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules Committee.

031706 [Dissolving the National Service Blue Ribbon Commission]

Resolution repealing Resolutions Nos. 300-93 and 894-93, to dissolve the "National Service Blue Ribbon Commission." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules Committee.

031707 [Dissolving the Ballpark/Arena Advisory Committee]

Resolution repealing Resolution No. 1012-93, to dissolve the "Ballpark/Arena Advisory Committee." Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules Committee.

031710 [Airport Concession Leases]

Resolution approving the twenty-eight (28) leases for the Airport's Domestic Terminal Food and Beverage Redevelopment Program - between Lori's Diner International, Inc.; Andale SFO; Sanraku, Inc.; Meyers Holdings, LLC, Firewood Café, Series I-II; Fung Lum Express, LLC; Bayport Concessions, LLC; Bay Area Restaurant Group Joint Venture; GDDC, Inc.; Tomokazu Japanese Cuisine (SFO), Inc.; (Jonathan Leong) L & H, LLC; H. Young Enterprises, Inc.; WSE Group; San Francisco Soup Co., Inc.; Guava & Java (SFO), Inc.; J. Avery Enterprises; Gotham Enterprises, LLC, SFO Coffee IV-VI Series; H. Young Enterprises; Susie Lee Tong Enterprises, Inc.; Lady Luck Gourmet, LLC; Creative Host Services, Inc.; D-Lew Enterprises, LLC; Burger Joint, Inc.; Creative Host Services, Inc.; Emporio Rulli, Inc.; Bay Area Restaurant Group Joint Venture; D-Lew Enterprises, LLC; Bay Area Restaurant Group Joint Venture; Andre-Boudin Bakeries, Inc., each as a tenant, and the City and County of San Francisco, acting by and through its Airport Commission, as landlord. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031711 [Supporting European Union Efforts to Regulate Hazardous Chemicals]

Resolution supporting efforts in the European Union to institute an effective new policy for regulating hazardous chemicals. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to City Services Committee.

031712 [Accept - Expend Federal Grant]

Resolution authorizing the Mayor of the City and County of San Francisco to accept retroactively and expend a grant in the amount of $1,173,258 from the U.S. Department of Justice, Bureau of Justice Assistance, under the FY 2003 Local Law Enforcement Block Grants Program. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to City Services Committee.

031718 [Supporting Immigrant Pride Day 2003 in the City & County of San Francisco]

Resolution waiving the fees associated with Immigrant Pride Day for the San Francisco Police Department and the San Francisco Fire Departments and urging the Municipal Transportation Agency to join with the City and waive their fees in support of Immigrant Pride Day. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031719 [Commending the Mission Council]

Resolution commending the Mission Council for 25 years of delivering culturally competent, community-based services to the people of San Francisco. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031720 [Proclaiming October 2003 Potrero Hill Month]

Resolution proclaiming October 2003 "Potrero Hill Month" in the City and County of San Francisco. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031680 [Showers at Lowell High School]

Resolution urging the San Francisco Unified School District to consult with, and obtain the approval of, the Crestlake Property Owners Association, the Lakeshore Acres Improvement Club, the Lakeside Homes Association, the Lakeside Property Owner's Association, the Merced Manor Property Owner's Association, the West of Twin Peaks Central Council, and the District Seven Advisory Council before implementing a plan to allow homeless individuals to use shower facilities at Lowell High School. Supervisor Hall presented. REFERRED to City and School District Select Committee.

Requests fo Hearing

031713 [Mission High School Shower Program]

Hearing of the Joint City/School District Committee to consider the feasibility of a School District Expansion of the Mission High School Shower Program. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

031714 [San Francisco Housing Authority]

Hearing to clarify the activities and responsibilities of the San Francisco Housing Authority with respect to the Request for Qualifications to Develop on Authority-Owned Land issued on July 28, 2003. Supervisors Maxwell, Gonzalez, Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.

031715 [Gang Violence in the City]

Hearing on efforts by City departments to reverse the increase in gang violence in the City. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

Charter Amendments

031405 [Charter Amendment - Establishing a Public Education Fund]

Charter amendment (Third Draft) to add Sections 16.123-1 through 16.123-10, to establish a Public Education Enrichment Fund. Supervisors Ammiano, Dufty, Daly presented. ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

031642 [Settlement of Lawsuit - Marie Lavin]

Ordinance authorizing settlement of the lawsuit filed by Marie Lavin against the City and County of San Francisco for $200,000; the lawsuit was filed on December 5, 2001, in the San Francisco Superior Court, Case No. 402019, entitled Marie Lavin v. City and County of San Francisco, Adult Probation Department. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

031643 [License Agreement with Broadcast Music Incorporated]

Ordinance authorizing the City Administrator to enter into the Local Government Licensing Agreement negotiated between the International Municipal Lawyer's Association and Broadcast Music Incorporated to license music uses by the City under a license subject to automatic annual renewal for an annual Base License Fee plus 1% of revenue from events in which gross revenue exceeds $25,000. (City Administrator) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

PROPOSED RESOLUTIONS

031640 [Airport - Amendment to Concession Agreement and Lease Agreement for Rental Car Operations]

Resolution approving (a) Amendment No. 1 to the Concession Agreements and Lease Agreements for Rental Car Operations between Alamo Rent-A-Car, LLC, Avis Rent-A-Car System, Inc., Budget Rent-A-Car Systems, Inc., Dollar Rent-A-Car System, Inc., Enterprise Rent-A-Car Company of San Francisco, The Hertz Corporation, and Thrifty Rent-A-Car System, Inc., and the City and County of San Francisco, acting by and through its Airport Commission; and (b) Amendment No. 1 to the Lease Agreement for Rental Car Operations between National Car Rental Systems, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031641 [Accept-Expend Federal Grant]

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $51,500 from the Environmental Protection Agency to reduce levels of mercury entering the San Francisco Bay by limiting the wastes associated with mercury amalgam fillings generated by dental offices to minimum achievable levels through a Dental Mercury Reduction Program. (Environment) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of October 7, 2003

Board Minutes for September 16, 2003 approved.

Requests Granted

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft an ordinance that establishes a moratorium for off-sale liquor licenses in the City and County of San Francisco, requires that an annual inventory of off-sale liquor licenses be developed and requires that the San Francisco Police Department report on any crimes that happen on the premises of a off-sale liquor license holder to the Board of Supervisors on an annual basis.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To amend Sections 515.01 of the Business and Tax Regulations Code based on the attached document related to the Hotel Tax Allocations for Cultural Centers. (See attached.)

From: Supervisor Newsom
To: Mayor's Office of Housing
Requesting/Inquiring: To report on the feasibility of expanding the City's existing Teacher Home Purchase Programs. Specifically:

- What would the City of San Francisco have to do to increase the amount of the grant received from the California Housing Finance Agency (CalHFA) towards the Extra Credit Teacher Home Purchase Program, thereby increasing the number of home loan packages available? And,
- How much more funding is needed from CalHFA to make the program available to 100 teachers?
- In addition to the Extra Credit Program and the HiCap Assistance Program, what is the feasibility of city-based supplemental assistance, such as a bond measure, in the form of a deferred loan to help cover down payment and closing costs?
- How can the City ensure that the grant supplied by CalHFA is not completely used up before a reserve or additional funds are available, thereby avoiding a gap in the opportunity for teachers to take advantage of the incentive?
- How is the current Teacher Home Purchase Program being publicized within the San Francisco Unified School District?

In Memoriams
Lt. Thomas R. Shawyer (Supervisor Dufty)

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10/21/03

Legislation Introduced
Including All Off-Calendar Items
October 21, 2003

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

OCT 24 2003

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinance

031739 **[Prohibition on Demolition of Residential Buildings With 20 or More Dwelling Units Unless the Residential Building Proposed for Demolition Requires Substantial Rehabilitation]**
Ordinance to amend the Planning Code by adding Section 317 and by amending Sections 710.39, 711.39, 712.39, 713.39, 714.39, 715.39, 716.39, 717.39, 718.39, 719.39, 720.39, 721.39, 722.39, 723.39, 724.39, 725.39, 726.39, 727.39, 728.39, 729.39, 730.39, 813.13, 814.13, 815.13, 816.13, 817.13, 818.13, 212, 242, 243, 249.5, and 249.21 to make findings as to the need to preserve affordable housing in San Francisco and to prohibit the demolition of residential buildings with 20 or more dwelling units unless the applicant for the proposed demolition provides documentation that the residential building requires substantial rehabilitation, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031747 **[Revising permit fee and planning review surcharges applicable to permits and review activities subject to review by the Board of Appeals]**
Ordinance amending the Administrative Code by amending Section 10G.1 to correct erroneous Planning and Building Code citations, revising permit surcharges on permits issued by the Department of Building Inspection, the Taxi Commission, the Police Department and the Department of Public Works permits where such permits are subject to appeal before the Board of Appeals, revising the surcharge on fees imposed by the Planning Department for review of permits where such permits are subject to appeal before the Board of Appeals, and making environmental findings. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

031655 **[Post-Employment Restrictions for Former City Employees]**
Ordinance adding Chapter 8, Activities of Former Officers and Employees, to Article III of the Campaign and Governmental Conduct Code; moving section 3.545 of the Campaign and Governmental Conduct Code to section 3.800; and adding prohibitions to prevent former City employees, for a period of two years, from communicating on behalf of any other person or entity, other than the City and County of San Francisco, with an elected public official who was the former employee's appointing authority or City employees who are current appointees of that appointing authority. Supervisor Newsom presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031656 **[Campaign Consultants Lobbying Current and Former Clients]**
Ordinance amending Article II, Chapter 1, Section 2.100, adding section 2.117 to Article II, Chapter 1, and adding section 1.545 to Article I, Chapter 5 of the Campaign and Governmental Conduct Code to prohibit campaign consultants and employees of campaign consultants from lobbying current and former clients. Supervisor Newsom presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

020585 [Establishing a Library Citizens Advisory Committee]

Ordinance amending Chapter 5 of the San Francisco Administrative Code by adding Article 24, Section 5.240, to establish the Library Citizens Advisory Committee as an advisory committee to the Board of Supervisors. Supervisor McGoldrick presented. ASSIGNED to Rules Committee.

Resolutions

031738 [Contracting out Budget Analyst Services]

Resolution concurring with the controller's certification that the budget analyst services can be practically performed by private contractor for lower cost than similar work services performed by city and county employees. (Clerk of the Board) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031746 [Accept-Expend State Grant]

Resolution authorizing the Department of Parking and Traffic to accept and expend a grant in the amount of $199,204 from the California Office of Traffic Safety for improving school area traffic safety. Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

031748 [Installing City-owned broadband facilities in conjunction with the City's planned rebuild its sewer system]

Resolution urging the Department of Telecommunications and Information Services, the Public Utilities Commission, the Department of Public Works, and the Mayor's Office of Public Finance to evaluate the costs, benefits, and technical issues associated with installing broadband facilities when the City and County of San Francisco conducts its planned rebuild of its sewer system, to enable the City and County of San Francisco to increase the availability of bandwidth for telecommunications, cable, and information services. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031753 [Authorize the City and County of San Francisco's application to host the United Nations' World Environment Day 2005]

Resolution authorizing San Francisco to apply to host United Nations' World Environment Day celebrations in 2005 and, if selected, designating SF Environment to work with other City departments to coordinate a host committee that will ensure the programmatic, financial, and educational success of the event. Supervisor Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031754 [Zoning - Extension of Planning Commission Review Period]

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code to require that all retail uses in C-2, C-M, M-1, M-2, RSD, SLR, SLI, SSO, and SPD zoning districts which are 50,000 square feet or larger may only be permitted as conditional uses. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031755 [Humanities West Day]

Resolution declaring November 21, 2003 to be "Humanities West Day" in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031756 [Robert Louis Stevenson Elementary School Day]

Resolution declaring November 13, 2003 to be "Robert Louis Stevenson Elementary School Day" in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031757 [Exemption from Requirement that Ambulances Carry Spare Tire and Jack]

Resolution authorizing the San Francisco Fire Department to be exempt from California Code of Regulations Title 13, Division 2, Chapter 5, Article 1, Section 1103(e) and (f), requiring ambulances to carry spare tire and jack. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031758 **[Commending Kathleen Vasquez]**

Resolution commending Kathleen Vasquez for winning the Milken National Educator's Award. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031759 **[Urging U.S. Senators Dianne Feinstein and Barbara Boxer to fully fund Section 8]**

Resolution urging U.S. Senators Dianne Feinstein and Barbara Boxer to fully fund the Section 8 voucher program, so that all current recipients may preserve their housing and those on the waiting list may receive new vouchers in the coming fiscal year. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031760 **[Shelter Workers]**

Resolution urging the Mayor's Budget Office, in consultation with the Controller, the Director of Public Health, the Director of Human Services and the Mayor's Office of Homelessness, to identify cost-savings necessary to develop funding for employee compensation negotiations between City-funded non-profit agencies and employee bargaining units representing shelter workers. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031514 **[Authorizing transfer of funds and management oversight from DPW to MOCD]**

Resolution authorizing transfer of $475,000 and management oversight of two City accessibility projects from the Department of Public Works to the Mayor's Office of Community Development for inclusion in City's CDBG Program in order to satisfy HUD's demand for City reimbursement relating to the improper use by the Third Street Economic Development Corporation of $51,706 in grant funds at 5048 Third Street. Supervisor Gonzalez presented. AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Requests for Hearings

031740 **[Current Status of Instant Runoff Voting in San Francisco]**

Hearing to discuss the current status of Instant Runoff Voting in San Francisco on Election Systems and Software's compliance with their contract and their efforts to gain certification with state and federal authorities. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

031741 **[Transbay Redevelopment Draft Plan]**

Hearing on the Transbay Redevelopment Draft Plan. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

031742 **[Rincon Hill Draft Plan]**

Hearing on the Rincon Hill Draft Plan. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

031744 **[Use of Federal EPSDT funding]**

Hearing on the use of Federal EPSDT funding (Early Prevention, Screening, Detection, and Treatment) to expand adolescent substance abuse treatment and services. This hearing will consider the potential use of these EPSDT funds to leverage needed expansion of services to adolescents. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031745 **[Compensation and contract for MTA Director Michael Burns.]**

Hearing to discuss decisions made by the Municipal Transportation Agency (MTA) related to the compensation and contract for MTA Director Michael Burns. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

Motions

031749 **[Legislative Analyst Request - Practices and policies for processing invoices and payments on City contracts]**

Motion requesting the Office of the Legislative Analyst (OLA) to compare and contrast San Francisco's current practices and policies for processing invoices and payments on City contracts to model municipalities (cities and/or counties), the State of California, and the San Francisco International Airport. In addition, the OLA should review and consider the feasibility of implementing a successful system in San Francisco. Supervisors Ma, Maxwell presented. ASSIGNED to Board of Supervisors.

031750 **[Legislative Analyst Request - Cable Franchises]**

Motion requesting the Legislative Analyst to survey other major cities such as Berkeley and Santa Cruz to find out whether they have used outside contractors or consultants to negotiate cable franchises. Also requesting the Legislative Analyst to consult with the Department of Telecommunication and Information Services, Zane Blaney of AccessSF, and Office of Supervisor Sandoval for the report and to deliver this report by November 14, 2003. Supervisor Sandoval presented. ASSIGNED to Board of Supervisors.

031751 **[Legislative Analyst Request - Homebuyer assistance]**

Motion requesting the Legislative Analyst to survey other jurisdictions regarding down payment assistance programs for first time homebuyers and to consult with the City Attorney's Office and the Mayor's Office of Housing regarding the feasibility and effectiveness of a down payment assistance program. Also requesting the Legislative Analyst to evaluate current homebuyer assistance programs and deliver report by November 14, 2003. Supervisor Sandoval presented. ASSIGNED to Board of Supervisors.

031723 **[Appointment, Public Utilities Commission]**

Motion approving the Mayor's appointment of Andrew Lee to the Public Utilities Commission, for the term ending January 15, 2004. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

031724 **[Appointment, Public Utilities Commission]**

Motion rejecting the Mayor's appointment of Andrew Lee to the Public Utilities Commission.. RECEIVED AND ASSIGNED to Rules Committee.

031725 **[Appointment, Public Utilities Commission]**

Motion taking no position concerning the Mayor's appointment of Andrew Lee to the Public Utilities Commission, for term ending January 15, 2004.. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

031694 **[Traffic Code - Amending Section 32.1.1 to update location of Main Public Library]**

Ordinance amending Section 32.1.1 of the San Francisco Traffic Code to update the location of parking restrictions on the blocks adjacent to the San Francisco Main Library. (Parking and Traffic Department) . ASSIGNED to Land Use Committee.

031695 **[Changing Official Width of Sidewalk]**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1561 to change the official sidewalk width on the south side of Market Street west of Third Street; making findings pursuant to the General Plan; and requiring relocation, modification, or both of facilities affected by the sidewalk width changes. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

031697 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Lynn Andrews against the City and County of San Francisco for $75,000; the lawsuit was filed on July 18, 2002 in San Francisco Superior Court, Case No. 410-430; entitled Lynn Andrews v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

031690 [Settlement Of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by Restore Hetch Hetchy against the City and County of San Francisco for $1,700.00; the lawsuit was filed on July 24, 2003 in San Francisco Superior Court, Case No. 503-306; entitled Restore Hetch Hetchy v. San Francisco Board of Supervisors et al.; other material terms of said settlement are that the City and County of San Francisco and San Francisco Public Utilities Commission agree to remain neutral on Petitioner's efforts to seek funding for preparation of a study assessing the feasibility of restoring the Hetch Hetchy Valley. The San Francisco Public Utilities Commission reserves the right to comment on any restrictions, requirements or regulations that would be imposed on the Department by a funding source as a prerequisite to the appropriation of those funds. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

031662 [Settlement of Claim]

Resolution approving the settlement of the unlitigated claim filed by Fireman's Fund Insurance Company and Richard Dennes against the City and County of San Francisco.. RECEIVED AND ASSIGNED to Rules Committee.

031691 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Le Conte and Meade Avenues, stopping both streets, making this intersection an All-Way STOP;
Teddy Avenue and Alpha Street, stopping Teddy Avenue at Alpha Street, making this intersection an All-Way STOP;
Leland Avenue and Peabody Street, stopping Leland Avenue and Peabody Street, making this uncontrolled T-intersection an All-Way STOP;
Broadway and Jones Street, stopping Jones Street, making this intersection an All-Way STOP;
Benton Avenue and Genebern Way, stopping westbound Benton Avenue at Genebern Way;
26th Avenue and Moraga Street, stopping 26th Avenue, making this intersection an All-Way STOP;
25th and Mississippi Streets, stopping both streets, making this uncontrolled T-intersection an All-Way STOP;
20th Avenue and Quintara Street, stopping Quintara Street traffic at 20th Avenue, making this intersection an All-Way STOP; and
Harney Way at Alana Way and Thomas Mellon Drive, stopping eastbound Harney Way Left Turn onto Alana Way.
(Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

031692 **[Traffic Regulations]**

Resolution enacting and rescinding traffic regulations on various streets.

LEFT LANE MUST TURN LEFT - ESTABLISH
Paul Avenue, eastbound, at Bayshore Boulevard.

CROSSWALK - RESCIND
Bayshore Boulevard and Oakdale Avenue, crossing Bayshore Boulevard, south side, at Oakdale Avenue.

CROSSWALK - ESTABLISH
Bayshore Boulevard and Oakdale Avenue, crossing Bayshore Boulevard, north side.

NO RIGHT TURN AFTER BALLPARK EVENTS EXCEPT TAXIS - RESCIND
NO RIGHT TURN AFTER BALLPARK EVENTS - ESTABLISH
3rd Street, northbound, at Townsend Street.

NO LEFT TURN - ESTABLISH
Woodside Avenue, eastbound, onto Youth Guidance Center/Laguna Honda Hospital access road.

NO LEFT TURN - ESTABLISH
Woodside Avenue, westbound, onto Idora Avenue.

CROSSWALK - RESCIND
Crossing Woodside Avenue, west side, at Idora Avenue.

CROSSWALK - RESCIND
Crossing Woodside Avenue, east side, at the Youth Guidance Center/Laguna Honda access road.

NO LEFT TURN, 7:00 AM to 9:00 AM AND 4:00 PM TO 6:00 PM, EXCEPT SATURDAY AND SUNDAY - RESCIND
NO LEFT TURN - ESTABLISH
Judah Street, westbound at 17th Avenue. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

031693 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "N" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Funston Avenue, west side, between California and Clement Streets (200 block).

RESIDENTIAL PERMIT PARKING AREA "H" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Sloat Boulevard, south side, from 20th Avenue to 100 feet easterly (300 block); and
20th Avenue, both sides, between Sloat Boulevard and Ocean Avenue (2900 block).

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Fulton Street, south side, at 6th Avenue (accommodates 3 unmetered parking spaces).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
States Street, north side, from Corona Heights Playground to a point 26 feet westerly.. RECEIVED AND ASSIGNED to Land Use Committee.

031696 **[Lease of Property]**

Resolution authorizing a 25-year Lease of San Francisco Public Utilities Land between the City and County of San Francisco and Sunol Valley Golf & Recreation Co., in Alameda County. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031698 **[Approval of the Amended Ground Lease for the Rincon Park Restaurants Project]**

Resolution approving the Amended Ground Lease between the Port Commission and JMA Waterfront Properties, LLC, a Delaware limited liability company, for the Rincon Park Restaurants Project, located on The Embarcadero between Howard and Folsom Streets, for a total term, including renewal options, of sixty years. (Port) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031716 **[Airport Lease Disposition and Development Agreement and Lease]**

Resolution approving the Lease Disposition and Development Agreement and Lease of Plot 9 between Airis SFO, LLC and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act - Meeting of October 21, 203

Board Minutes for September 23, 2003 approved.

Requests Granted

From: Supervisor Maxwell
To: Planning Department
Requesting/Inquiring: Inquiring if the Department, in the development of its plans for lower Potrero/Showplace Square and the Mission, is working with the Department of Public Health for an economic and social analysis of the impacts of the various zoning proposals and the San Francisco County Transportation Authority to develop a plan for transit and overall transportation focussed on the 16th Street corridor.

From: Supervisors McGoldrick, Ma
To: City Attorney
Requesting/Inquiring: To write an Ordinance that creates a one-year moratorium on all Recreation and Park Department acquisitions except those in "high need areas" as identified by the General Plan, until a proper policy and framework for making open space decisions is prepared and approved by the Commission and the Board of Supervisors.

From: Supervisor Sandoval
To: Department of Parking and Traffic
Requesting/Inquiring: Inquiring about the feasibility of installing a "No U-Turn" sign on Alemany Blvd (heading southbound) at Santa Rosa Street in front of Corpus Christi school to improve pedestrian safety and decrease vehicular accidents.

From: Supervisor Sandoval
To: Director of Recreation and Park Department
Requesting/Inquiring: Requesting an update on capital developments for Brooks Park. The department should state the amount of money designated for capital developments at Brooks Park and provide a detailed timeline of construction at the park.

Also requesting clerk to send a copy of this letter and its response to:

Isabel Wade
Neighborhood Parks Council
783 Buena Vista West
San Francisco, CA 94117

From: Supervisor Sandoval
To: Director of Recreation and Park Department
Requesting/Inquiring: Requesting information about the status of the Geneva Avenue Community Garden located at the corner of Geneva Avenue and Delano Street. The department should detail the history of garden, previous and current resources designated for the maintenance of the garden, and future plans for development of the garden. The department should also gather community input about the future development of this parcel

Also requesting clerk to send a copy of this letter and its response to:

Isabel Wade
Chair, PROSAC
Neighborhood Parks Council
783 Buena Vista West
San Francisco, CA 94117

From: Supervisor Sandoval
To: Director of Recreation and Park Department
Requesting/Inquiring: Requesting information about the status of acquiring property on the north side of Brotherhood Way at Chester Street for the Chester Street Mini Park. The department should include the estimated cost of acquisition and a comparison of the cost similar undeveloped parcels in the area in its response.

Also requesting clerk to send a copy of this letter and its response to:

Isabel Wade
Chair, PROSAC
Neighborhood Parks Council
783 Buena Vista West
San Francisco, CA 94117

<u>In Memoriams</u>
Robert Landis (Supervisors Dufty, Ma, Sandoval)
Michael Driscoll (Supervisor Hall)
Hugh Smith (Supervisor Hall)
Chester H. Yee (Supervisor Ma)
Faith Fancher (Supervisor Maxwell)

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10/28/03

Legislation Introduced
Including All Off-Calendar Items
October 28, 2003

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

OCT 31 2003

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Introduced by Supervisors or Mayor

Ordinances

031791 [Special Use District to eliminate certain zoning requirements for residential uses in the Downtown consistent with a proposed ordinance to facilitate housing in the Downtown]

Ordinance amending the San Francisco Planning Code by adding Section 249.25 to create the Downtown Housing Demonstration Special Use District encompassing the property zoned Downtown Office District (C-3-O) at the corner of Market Street, Kearny Street and Geary Avenue (690 Market Street, Assessor's Block 0311, Lot 006). The proposed Special Use District would eliminate floor area restrictions and maximum dwelling unit densities and would allow exceptions to the open space requirement and dwelling unit exposure requirements for new residential uses be granted through the process outlined in Planning Code Section 309. The proposed Special Use District would also increase the maximum height and bulk allowed in the district to 285-S, would require that residential projects be subject to the Inclusionary Housing Requirements found in Section 315(a)(2). Supervisors Peskin, Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031792 [Residential rent ordinance: limit permissible rent increases under a landlord's Operating and Maintenance petitions to a total of 7% for any unit in any five-year period]

Ordinance amending the Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37) by amending Section 37.8(b)(1) to limit permissible rent increases based upon a landlord's Operating and Maintenance petitions, so that the same landlord may not be granted more than a total seven percent (7%) rent increase for any unit in any five (5) year period due to increases in operating and maintenance costs. Supervisors Peskin, Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031793 [Financial Privacy]

Ordinance amending Section 2000 of Article 20 of the Business and Tax Regulation Code, the "San Francisco Financial Information Privacy Ordinance," to postpone the date upon which Article 20 is set to become operative from January 1, 2004 to July 1, 2004. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

031319 **[Approving ground lease to Music Concourse Community Partnership in connection with the construction and operation of an underground parking facility and amending the designation of the jurisdiction of the Golden Gate Park Concourse Authority]**

Resolution approving and authorizing the execution and delivery of a ground lease between the City and Music Concourse Community Partnership relating to the Golden Gate Park Music Concourse underground parking facility project; amending the designation of the jurisdiction of the Golden Gate Park Concourse Authority; and requiring Music Concourse Community Partnership to provide or cause the provision of a guarantee of the remaining uncollected pledges. Supervisor Peskin presented. ASSIGNED to Finance and Audits Committee.

031802 **[Commending S.F. Youth Commission and the Youth Vote Coalition]**

Resolution commending the San Francisco Youth Commission and the Youth Vote Coalition for successfully creating a forum via the 2003 Youth VOTE for students to voice their concerns and to educate their peers about current issues with a particular focus on those concerning the City's children and youth. Supervisors Newsom, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031803 **[2003 Native American Indian Heritage Month]**

Resolution declaring the month of November as "Native American Indian Heritage Month" in the City and County of San Francisco. Supervisors Newsom, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031804 **[Earned Income Tax Credit Program Pre-Certification Requirements]**

Resolution urging our federal representatives to ensure that eligibility requirements and application procedures for the federal Earned Income Tax Credit remain as streamlined as possible, and supporting efforts to study the feasibility of implementing a local credit for low- and moderate-income working families. Supervisors Newsom, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031805 **[Supporting House Joint Resolution 45]**

Resolution supporting House Joint Resolution 45, introduced by Congressman Mike Honda, which posthumously proclaims soldiers of Asian descent who fought in the Civil War to be honorary citizens of the United States. Supervisors Newsom, Ma, Peskin, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031806 **[Extension of Planning Commission Review Period]**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by repealing Section 207.2 [Second Units] in its entirety, adding a new Section 207.2, and amending Section 209.1 to authorize one additional secondary unit limited to 750 square feet of gross floor area within an existing structure on a lot within 1250 feet of a Primary Transit Street or Transit center and also within 1250 feet of a Neighborhood Commercial or Commercial zoning district, on a lot containing a qualified historical building or where the unit is specifically designed and constructed for the elderly or persons with physical disabilities, to prohibit the owner from legalizing an illegal unit pursuant to the provisions of this ordinance, and providing that the secondary unit shall not be subject to the Rent Ordinance but requiring that a secondary unit in a multi-family building shall be subject to affordability requirements; by amending Sections 135(d), Table 151 of Section 151 and 307(g) to establish the amount of open space and parking required for these secondary units; by amending the San Francisco Traffic Code by adding Section 308.5.1 to prohibit issuance of a residential parking permit to the occupant of a secondary unit; by adding new Section 106.4.1.3 to the San Francisco Building Code to require site inspection prior to issuance of a building permit for the secondary unit to verify that no unpermitted unit exists on the property and prohibiting the issuance of a building permit or certification of occupancy for the second unit if an unpermitted unit has operated on the property within the previous ten years, unless that unit was legally demolished prior to January 1, 2003; and by amending Section 37.9 of the San Francisco Administrative Code to require relocation assistance for persons required to vacate illegal units; and adopting findings. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

031794 **[City Contracting Task Force]**

Hearing to review the recommendations of the City Contracting Task Force. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

031795 [Ethics Commission]

Hearing on the Ethics Commission to determine the extent of influence, if any, of the regulated industry over the Commission management and to study ways in which the conduct of the Ethics Commission may be subjected to ongoing public scrutiny and peer review. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

031796 [Management audit of San Francisco International Airport's Airfield Development Bureau]

Hearing regarding findings and recommendations included in the Budget Analyst management audit of San Francisco International Airport's Airfield Development Bureau. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031797 [Department of Recreation and Parks]

Hearing on plans by the Department of Recreation and Parks to enter into partnerships with nonprofits to run programs in the City's Recreation Centers. This hearing will explore the Department's vision on how such partnerships would operate and be structured. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to City Services Committee.

031798 [Fire Station 33]

Hearing on the Fire Department's provision of emergency medical and fire suppression services to the Fire Station 33 district for the duration of the closure of Fire Station 33 for seismic retrofitting. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to City Services Committee.

Charter Amendment

031405 [Charter Amendment - Establishing a Public Education Fund]

Charter amendment (Fourth Draft) to add Sections 16.123-1 through 16.123-10, to establish a Public Education Enrichment Fund. Supervisors Ammiano, Dufty, Daly presented. CONTINUED.

Motions

031800 [Legislative Assistants]

Motion directing the Clerk of the Board of Supervisors to authorize filling vacancies in Board of Supervisors Legislative Offices immediately when a legislative assistant exercises her/his family leave rights and when legislative assistants depart with accrued vacation balances and directing the Clerk of the Board to introduce such appropriation measures as may be required to cover the costs of such temporary and/or permanent replacements. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031801 [Directing Budget Analyst to Undertake Analysis of Information related to Proposition N and/or "Real Housing, Real Care" Implementation Plans]

Motion directing the Office of Budget Analyst of the Board of Supervisors to analyze information submitted by the Director of Human Services and/or the Mayor's Office related to plans for implementation of Proposition N and/or "Real Housing, Real Care." Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

031694 [Traffic Code - Amending Section 32.1.1 to update location of Main Public Library]

Ordinance amending Section 32.1.1 of the San Francisco Traffic Code to update the location of parking restrictions on the blocks adjacent to the San Francisco Main Library. (Parking and Traffic Department) . ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

031694 [Traffic Code - Amending Section 32.1.1 to update location of Main Public Library]

Ordinance amending Section 32.1.1 of the San Francisco Traffic Code to update the location of parking restrictions on the blocks adjacent to the San Francisco Main Library. (Parking and Traffic Department) . SUBSTITUTED.

031721 [Research on club-drug networks among high-risk men]

Resolution authorizing the San Francisco Department of Public Health, AIDS Office (SFDPHAIDS) to accept retroactively and expend a supplemental grant award in the amount of $37,011 from the National Institute on Drug Abuse (NIDA) for research on club-drug networks among high-risk men and to enter into an agreement for the use of these funds; for the period of March 1, 2003 to February 29, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031730 [Public Hearing]

Hearing of persons interested in or objecting to report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board) . SCHEDULED FOR PUBLIC HEARING.

031731 [Resport of Assessment costs for sidewalk and curb repairs - DPW Order No. 174,392]

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department) . SCHEDULED FOR PUBLIC HEARING.

031726 [Amendment to Paratransit Broker Contract]

Resolution approving Contract Amendment No. 3 to Paratransit Broker Agreement with ATC/Vancom, Inc., the City's Paratransit Broker, to increase the total amount of the Agreement to a sum not to exceed $92,641,933, in order to meet the increased demand and costs for paratransit service during the contract period. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031727 [Street Encroachment at 151 24th Avenue]

Resolution granting revocable permission to Edgar N. Bogas and Desiree Goyette-Bogas to occupy a portion of the public right-of-way to construct, install and maintain a portion of a new two car garage, including new concrete retaining walls, concrete stairs, concrete terrace, grading and landscaping, within the existing landscaped portion of the 24th Avenue public right-of-way, to access and provide off-street parking for the property at 151 24th Avenue (Block 1334, Lot 004) and making findings of consistency with the priority policies of Planning Code Section 101.1. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

031729 [Street Artist Winter Holiday Spaces]

Resolution designating temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for the winter holiday season, 2003, beginning on November 15, 2003 and ending on January 15, 2004. (Arts Commission) . RECEIVED AND ASSIGNED to Land Use Committee.

Requests Granted

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To confirm that, as in Denver, Colorado, San Francisco can enact a local Earned Income Tax Credit absent a local income tax, and that San Francisco can use local revenue to provide once-a-year, lump sum payments to city residents meeting income, residency and family structure requirements.

From: Supervisor Daly
To: City Attorney

- 1.Require that the Mayor inform the Board of Supervisors prior to leaving the state about the length of the trip, location and purpose.
- 2. Require the Mayor designate the Acting Mayor in writing and provide this information to the Clerk of the Board of Supervisors, who shall promptly publish it on the Internet and inform all the City's emergency responders.
- 3. Require all members of the Board of Supervisors who could serve as Acting Mayor to receive appropriate and adequate disaster preparedness training.
- 4. Require the Acting Mayor to provide a written report of any actions taken to the Mayor upon his or her return.
- 5. Provide that any appointments made by an Acting Mayor be scheduled for public hearing before the Board of Supervisors for consideration.

From: Supervisor Hall
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To study the feasibility of instituting 2 hour parking along the Judah Street corridor between 10th Avenue and 19th Avenue, as well as any other suggested parking suggestions that will benefit residents rather than commuters riding the N Judah. Please report back by December 10, 2003 on your findings.

From: Supervisor Hall
To: Director, Office of Emergency Services
Requesting/Inquiring: To analyze the Secondary Unit Legislation (File 021598) and determine what potential effect the legislation will have on your Department's ability to protect the City's public health, safety and welfare.

From: Supervisor Hall
To: Director, Fire Department
Requesting/Inquiring: To analyze the Secondary Unit Legislation (File 021598) and determine what potential effect the legislation will have on your Department's ability to protect the City's public health, safety and welfare.

From: Supervisor Hall
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To analyze the Secondary Unit Legislation (File 021598) and determine what potential effect the legislation will have on the City's overall traffic flow, as well as the traffic flow in individual neighborhoods.

From: Supervisor Hall
To: Chief, Police Department
Requesting/Inquiring: To analyze the Secondary Unit Legislation (File 021598) and determine what potential effect the legislation will have on your Department's ability to protect the City's public health, safety and welfare.

From: Supervisor Hall
To: General Manager, Public Utilities Commission
Requesting/Inquiring: To analyze the Secondary Unit Legislation (File 021598) and determine what potential effect the legislation will have on the City's water and sewer services, both on an overall basis, as well as on a neighborhood basis.

In Memoriam
Roger Montgomery (Supervisor Sandoval)

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Legislation Introduced Including All Off-Calendar Items November 4, 2003

DOCUMENTS DEPT
NOV - 7 2003
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OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

021598 [Ancillary Units]

Ordinance amending the San Francisco Planning Code by repealing Section 207.2 [Second Units] in its entirety, adding a new Section 207.2, and amending Section 209.1 to authorize one additional ancillary unit limited to 750 square feet of gross floor area within an existing structure on a lot within 1250 feet of a Primary Transit Street or Transit Center (as shown on the Transit Map in the Transportation Element of the San Francisco General Plan) and also within 1250 feet of a Neighborhood Commercial or Commercial zoning district, on a lot containing a qualified historical building or where the unit is specifically designed and constructed for the elderly or persons with physical disabilities, to provide that this ordinance is not intended to supersede prohibitions against ancillary units in private agreements binding homeowners, to prohibit subdivision of the main unit and the ancillary unit, to prohibit the owner from legalizing an illegal unit pursuant to the provisions of this ordinance, and providing that the ancillary unit shall not be subject to the Rent Ordinance but requiring that an ancillary unit in a multi-family building shall be subject to affordability requirements; by amending Sections 135(d), Table 151 of Section 151 and 307(g) to establish the amount of open space and parking required for these ancillary units; by amending the San Francisco Traffic Code by adding Section 308.5.1 to prohibit issuance of a residential parking permit to the occupant of an ancillary unit; by adding new Section 106.4.1.3 to the San Francisco Building Code to require site inspection prior to issuance of a building permit for the ancillary unit to verify that no unpermitted unit exists on the property and prohibiting the issuance of a building permit or certificate of occupancy for the ancillary unit if an unpermitted unit has operated on the property within the previous ten years, unless that unit was legally demolished prior to January 1, 2003; and by amending Section 37.9 of the San Francisco Administrative Code to provide that an ancillary unit constructed within an existing unit exempt from rent control shall continue to be exempt from rent control, to require that notice to vacate a unit required to be removed or demolished by a City agency shall not be given to the tenant until the landlord receives the City's notice requiring demolition or removal, and to require relocation assistance for persons required to vacate illegal units; and adopting findings. Supervisor Peskin presented. ASSIGNED to Land Use Committee.

Resolutions

031811 [Development and Lease of Piers 27-31]

Resolution urging the Port Commission not to Extend the Exclusive Right to Negotiate Agreement with the Mills Corporation and to Re-issue the Request for Proposals for the Development and Lease of Piers 27-31 as a Mixed-Use Recreation Project. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget Committee.

031812 **[Increasing civil filing and appearance fees provided in Business and Professions Code for operation of the Law Library]**

Resolution increasing civil filing and appearance fees provided in Business and Professions Code Sections 6321, 6322 and 6322.1 for operation of the Law Library. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031813 **[Increased funding for the San Francisco Unified School District]**

Resolution establishing a commitment to increase funding for the San Francisco Unified School District. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Budget Committee.

031814 **[Purchase of real property located at 438 Page Street, Assessor's Block 841, Lot 29]**

Resolution approving and authorizing the purchase of certain real property; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's general plan and eight priority policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents and take certain actions in furtherance of this resolution. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031815 **[Modification and renewal of the Union Square Business Improvement District]**

Resolution establishing the modification and renewal of an assessment district known as the Union Square Business Improvement District, ordering the levy and collection of assessments against property located in that district for fiscal years 2004-2005 through 2008-2009, approving an agreement with the Union Square Business Improvement District, Inc. to provide services within the District, repealing Resolution No. 1066-98, creating the Union Square Business Improvement District Advisory Board, and making environmental findings. Supervisor Peskin presented. ASSIGNED to Board of Supervisors.

031816 **[Port Lease for the Boudin Restaurant and Bakery at Fisherman's Wharf]**

Resolution approving the Lease between the San Francisco Port Commission and Boudin Properties, Inc., a California corporation, for the Boudin Restaurant and Bakery located at 160 Jefferson Street at Fisherman's Wharf, for a total maximum term of forty-two years. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

031821 **[Calling a March 2, 2004 Special Election on Regional Measure 2]**

Resolution calling for a special election to be conducted in the City and County of San Francisco on the question of whether voters shall approve a $1 bridge toll increase on the seven state-owned bridges in the San Francisco Bay Area with the funds to be used for a Regional Traffic Relief Plan, as defined in Senate Bill 916 (Perata). Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031822 **[Accept-Expend State Grant]**

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of Ninety-Five Thousand Dollars ($95,000.00) from the State of California, Department of Boating and Waterways, Abandoned Watercraft Fund, for the removal, and disposal of abandoned, wrecked or dismantled vessels or partially submerged objects within the Port's jurisdiction. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031823 **[Supporting Fuel Cell Pilot Project at Airport]**

Resolution urging the Airport Director to initiate with other relevant departments a Fuel Cell Pilot Project at San Francisco International Airport (SFIA) in conjunction with the U.S. Department of Transportation (USDOT), Federal Aviation Administration (FAA), and the California Public Utilities Commission (CPUC) to enhance and improve the reliability and security of critical air traffic and airport operations at SFIA. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031824 **[S.S. Jeremiah O'Brien]**

Resolution urging the Port of San Francisco to enter into a 10-year lease with the S.S. Jeremiah O'Brien at its current berth on Pier 45. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests For Hearing

031817 **[City's Electricity Resource Plan]**

Hearing to receive an update on the implementation of the City's Electricity Resource Plan. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

031818 **[Recreation and Parks Department's Aquatic Plan]**

Hearing to address the concerns on the efficiency and effectiveness of Recreation and Parks Department's Aquatic Plan. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

Motion

031820 **[Needle Exchange Emergency]**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031825 **[Authorizing preparation of a written Proponent ballot argument and rebuttal argument on the Tax-deferred Transfer of Accrued Vacation, Sick Leave and Other Compensation to Employees Charter Amendment File No. 031547 on the March 2, 2004 ballot]**

Motion authorizing Supervisor Gerardo C. Sandoval to submit and sign a written Proponent argument and rebuttal argument for the Tax-deferred Transfer of Accrued Vacation, Sick Leave and Other Compensation to Employees Charter Amendment File No. 031547 for publication in the voter information pamphlet for the March 2, 2004 election. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

031770 **[General Plan Amendments]**

Ordinance amending the Rincon Hill Area Plan of the San Francisco General Plan to make the Area Plan consistent with a new Residential/Commercial Subdistrict within the Area Plan, to amend objectives related to parking, tower separation and open space requirements, to encourage additional height within the district that would allow greater residential density, and to amend various maps within the Area Plan to reflect the new subdistrict and the new height and bulk controls and new midblock pedestrian passage way configuration, and to allow the replacement of parking currently used by Federal agencies that are located on a development site within the new subdistrict; adopting findings. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031771 **[Zoning Map Amendment]**

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change the use classification, special use district classification and the height and bulk designation of the property zoned P (Public) and bounded by Spear Street, Harrison Street, Beale Street and Folsom Street (excepting the southern portion of Block 3746), and adopting findings. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031772 **[Establishing a "Residential/Commercial Subdistrict" in the Rincon Hill area]**

Ordinance amending the San Francisco Planning Code by amending Section 249.1(a) to reference "Residential/Commercial Subdistrict," add Section 249.1(b)(8) to create the "Residential/Commercial Subdistrict" generally encompassing most of the property zoned P (Public) and bounded by Spear Street, Harrison Street, Beale Street, and Folsom Street (excepting the southern portion of Block 3746 and Lot 9 of Block 3745), and to add Section 249.1(e) to create special use, density, open space, parking, street frontage, site coverage, dwelling unit exposure, height, bulk standards, and tower separation standards, for the "Residential/Commercial Subdistrict"; adopting findings. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031790 **[Settlement of Lawsuit - Mamei Wei]**

Ordinance authorizing settlement of the lawsuit filed by Mamei Wei against the City and County of San Francisco and Ray Contreras for $250,000; the lawsuit was filed on December 20, 2002 in U.S. District Court for the Northern District of California, Case No. C02-5887 TEH entitled Mamei Wei v. City and County of San Francisco and Ray Contreras. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

031728 **[Settlement of Claim - Zurich North America]**

Resolution approving the settlement of the unlitigated claim filed by Zurich North America against the City and County of San Francisco for $120,000.00; the claim was filed on April 8, 2003; Claim No. 03-03317. RECEIVED AND ASSIGNED to Rules Committee.

031769 **[Grant of Regional Funds]**

Resolution authorizing the Municipal Transportation Agency to Accept and Expend $4,663,431 of Assembly Bill 664 funds for Municipal Railway Transit Projects, excluding Administrative Overhead costs. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

031773 **[Accept-Expend Federal Grant - Spousal Abuser Prosecution Program]**

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $95,033 through the California Department of Justice for a program entitled "Spousal Abuser Prosecution Program." (District Attorney) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031774 **[Accept-Expend State Grant]**

Resolution authorizing the Office of the District Attorney to accept and expend a grant in the amount of $127,241 from the California Office of Criminal Justice Planning for the operation of the Major Narcotic Vendors Prosecution Program. (District Attorney) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031775 **[Contract funds to update the single estimate of unmet need for HIV primary care in San Francisco]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement with the University of California, San Francisco (UCSF) the primary contractor, and expend funds in the amount of $22,224 for estimates of unmet need for HIV primary care in the San Francisco Eligible Metropolitan Area (EMA); for the period of September 1, 2003 to February 29, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031776 **[Contract funds to develop an on-line collaborative HIV trial training resource center]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement with Public Health Foundation Enterprises, Inc. (PHFE), the primary contractor, and expend funds in the amount of $74,732 for services under the agreement; for the period of September 1, 2003 to August 31, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031787 **[Accept-Expend Federal Grant - Special Emphasis Victim Assistance Program: Homicide]**

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $110,000 through the California Office of Criminal Justice Planning for the operation of a program entitled "Special Emphasis Victim Assistance Program: Homicide." (District Attorney) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031788 **[Accept-Expend Federal Grant - Special Emphasis Victim Assistance Program: Elder Abuse]**

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $155, 000 through the California Office of Criminal Justice Planning for the operation of a program entitled "Elder Abuse Vertical Prosecution Program." (District Attorney) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031789 **[Accept-Expend Federal Grant - Special Emphasis Victim Assistance Program: Elder Abuse]**

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $110,000 through the California Office of Criminal Justice Planning for the operation of a program entitled "Special Emphasis Victim Assistance Program: Elder Abuse." (District Attorney) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031826 **[Airport Concession Lease]**

Resolution approving Amendment No. 3 to the Amendment No. 3 to the Travelex America Inc. Lease Agreement for Foreign Currency Exchange in the New International Terminal Building and Existing Terminal Buildings at San Francisco International Airport Lease No. 99-0449 between Travelex America, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031827 **[Airport Concession Lease]**

Resolution approving Amendment No. 2 to the Boarding Areas "B" and "C" Principal Retail Concession Lease No. 98-0228 between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031828 **[Airport Revenue Bonds]**

Resolution approving the issuance of up to $225,000,000 additional aggregate principal amount of San Francisco International Airport Second Series Revenue Refunding Bonds for the purpose of refinancing 1991 Resolution Bonds and Subordinate Bonds of the Airport Commission; Approving the issuance of San Francisco International Airport Second Series Variable Rate Revenue Bonds for the purpose of financing or refinancing certain capital improvements at San Francisco International Airport, including by refunding outstanding 1991 Resolution Bonds and Subordinate Bonds of the Airport Commission; Approving the maximum interest rates thereon; Approving the forms of certain documents relating to the Bonds; Approving XI Capital Assurance Inc. as a provider of bond insurance and reserve fund Surety Bonds and the forms of certain documents relating thereto; and Approving certain amendments to the 1991 Master Resolution. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031829 **[Membership in the Bay Area Regional Immunization Registry]**

Resolution authorizing the San Francisco Board of Supervisors to enter into an agreement between the City and County of San Francisco and the County of Santa Clara for membership in the Bay Area Regional Immunization Registry. (Public Health Department) . RECEIVED AND ASSIGNED to City Services Committee.

031830 **[Grant of Federal Funds]**

Resolution authorizing the Municipal Transportation Agency to accept retroactively and expend $326,512 of federal Section 5309 capital assistance toward the purchase of LRVs for San Francisco's Municipal Railway, excluding Administrative Overhead Costs. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED MOTIONS

031763 **[Appointment, Public Utilities Commission]**

Motion approving the Acting Mayor's appointment of Robin Chiang to the Public Utilities Commission, for the term expiring January 15, 2004. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

031764 **[Appointment, Public Utilities Commission]**

Motion rejecting the Acting Mayor's appointment of Robin Chiang to the Public Utilities Commission. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

031765 **[Appointment, Public Utilities Commission]**

Motion taking no position concerning the Acting Mayor's appointment of Robin Chiang to the Public Utilities Commission, for term ending January 15, 2004. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

031766 **[Appointment, Public Utilities Commission]**

Motion approving the Acting Mayor's appointment of Adam Werbach to the Public Utilities Commission, for the term expiring January 15, 2007. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

031767 **[Appointment, Public Utilities Commission]**

Motion rejecting the Acting Mayor's appointment of Adam Werbach to the Public Utilities Commission. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

031768 **[Appointment, Public Utilities Commission]**

Motion taking no position concerning the Acting Mayor's appointment of Adam Werbach to the Public Utilities Commission, for term ending January 15, 2007. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

031780 **[Appointment, Public Utilities Commission]**

Motion approving the Mayor's appointment of Clemetine Clarke to the Public Utilities Commission, for the term expiring January 15, 2007. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

031781 **[Appointment, Public Utilities Commission]**

Motion rejecting the Mayor's appointment of Clemetine Clarke to the Public Utilities Commission. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

031782 **[Appointment, Public Utilities Commission]**

Motion taking no position concerning the Mayor's appointment of Clemetine Clarke to the Public Utilities Commission, for term ending January 15, 2007. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

Clerk to Act - Meeting on November 2, 2003

Board Minutes for October 7, 2003 approved.

Requests Granted

From: Supervisor Sandoval
To: MUNI
Requesting/Inquiring: Requesting reconsideration of the deletion of two bus stops on the 52 Excelsior line. Attached is a copy of the petition signed by concerned riders. Response should detail the original justification for removing bus stops, what efforts were made to gather community input about the removal of the stops, and the result of communications with concerned riders about the restoration of the bus stops.

Also requesting the Clerk of the Board to send a copy of this letter and MUNI's response to:

Maria Morell
Ramon Morell
246 Edinburgh Street
San Francisco, CA 94112

From: Supervisor Maxwell
To: Department of Environmental
Department of Public Health
Requesting/Inquiring: Inquiring about whether staff can draft an Air Quality Plan to identify sources of air pollution throughout the City and establish a 10-year road map with measures to eliminate or mitigate pollutants in the City.

From: Supervisor Maxwell
To: Department of Parking and Traffic
Requesting/Inquiring: To conduct a detailed engineering analysis on Leland Avenue between Scherwin Street and Rey Street. This section of Leland Avenue is home to several childcare facilities, Visitacion Valley Elementary School, a recreation center and a playground. This area is currently a nightmare for pedestrians, especially children. Supervisor Maxwell requests the Department to complete a comprehensive study and provide her office with remedies which the department will implement to calm traffic in this area, in particular, consider in installation of speed bumps as an option.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To draft, with the assistance of the Department of the Environment and the Department of Public Health, an Air Quality Plan to identify sources of air pollution throughout the City and establish a 10-year road map with measures to eliminate or mitigate pollutants in the City.

In Memoriam
Victor Bach (Supervisor Daly)
Jean Ellis Blumkin (Supervisor Dufty)
David L. Pharr (Supervisors Dufty, Ammiano)
Wendy Marx Ellington (Supervisors Dufty, Sandoval)
Connie Lee Mays Robinson (Supervisor Gonzalez)

Eric Gershon
Press Room
City Hall, Room 247

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

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590
#13
11/18/03

Legislation Introduced
Including All Off-Calendar Items
November 18, 2003

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.
NOV 21 2003
SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

021575 [General Plan Amendments - 888 Howard Street Hotel]

Ordinance amending the San Francisco General Plan in connection with approval of the 888 Howard Street Hotel Project by amending Map 1 (Downtown Land Use and Density Plan) of the Downtown Area Plan of the General Plan to reclassify the use designation of the property located at 888 Howard Street, Lot 066 in Assessor's Block 3724, from C-3-S to C-3-S(SU); adopting findings. (Planning Department) Supervisors Daly, Sandoval presented. ASSIGNED to Land Use Committee.

021577 [Planning Code Amendments in connection with 888 Howard Street Hotel Project]

Ordinance amending the San Francisco Planning Code by amending Sections 102.9, 123, Table 124 and Section 138 and by adding new Section 247, to create a C-3-S(SU) Downtown Support Special Use District within the C-3-S zoning district to allow development of a Hotel Project with a basic and maximum floor area ratio (after purchase of all market-rate, available Transfer Development Rights within the C-3-S zoning district or contribution of an equivalent amount of money under specified conditions) of 7.5 to 1, to include the new C-3-S(SU) zoning district within the definition of "gross floor area" and to provide that the minimum open space requirement for the new C-3-S(SU) zoning district is one square foot for every 50 gross square feet of uses; adopting findings. (Planning Department) Supervisors Daly, Sandoval presented. ASSIGNED to Land Use Committee.

030677 [Requiring Slip Resistant Manhole, Vault, and Sub-sidewalk Basement Covers, Grilles, Grates, or Other Lids on the Public Sidewalk]

Ordinance adding Public Works Code Section 790 to require the installation of slip resistant manhole, vaults, and sub-sidewalk basement covers, grilles, grates, or other lids on the public sidewalk to grant the Director of Public Works authority to enforce requirements, and to provide for administrative and civil penalties for violations. Supervisor Peskin presented. ASSIGNED to Finance and Audits Committee.

031871 [Appropriate Zygmunt Arendt Fund for the Purchase and Renovation of Property Located at 850 Broderick Street]

Ordinance appropriating $3,800,000 of Zygmunt Arendt funding for building purchase and renovation of property located at 850 Broderick Street. Detail includes $3,120,000 for purchasing and closing costs of the property and $680,000 for renovation and maintenance for the Department of Human Services for Fiscal Year 2003-04. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031872 **[To appropriate funding for the December 2003 run-off election]**

Ordinance appropriating $2,016,330 from the Proposition A Implementation Project and re-appropriating $274,000 of permanent salaries for a total of $2,290,330 to the operating fund for temporary salaries, non-personal services, materials and supplies and services of other departments associated with the December 2003 run-off election for the Department of Elections for fiscal year 2003-04. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031873 **[Memorandum of Understanding - Police]**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association (Police) to be effective July 1, 2003 through June 30, 2005. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

031874 **[Memorandum of Understanding - Fire]**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association (Fire) to be effective July 1, 2003 through June 30, 2005. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

031876 **[Regulation of Permit Expediters]**

Ordinance amending the San Francisco Campaign and Governmental Conduct Code by adding Article V, sections 5.100 to 5.135 to impose registration and disclosure requirements on permit expediters. Supervisors Newsom, Daly, Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031878 **[Establishing an Alternative Affordable Housing and Home Ownership Bond Program]**

Ordinance amending the San Francisco Administrative Code by adding a new Article IIIA, consisting of Sections 43.3A.1 through 43.3A.11 to establish an alternative affordable housing and home ownership bond program. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

031879 **[Residential Rent Ordinance-Keys]**

Ordinance amending Administrative Code Chapter 37 ("Residential Rent Stabilization and Arbitration Ordinance") by renumbering existing Section 37.13 as 37.14 and renumbering existing Section 37.14 as 37.15, and by adding new Section 37.13 to provide that: each adult occupant is entitled to a minimum of one key/key-set for the unit without charge; upon written request for extra keys/key-sets stating the reason(s) (e.g., for the convenience of the occupant, such as admitting a service provider or a delivery person or a houseguest) a landlord shall provide the requested extra keys/key-sets unless the landlord promptly denies the request in writing as unreasonable (e.g., due to unlawful occupancy or a pattern of lease violation); a request for an extra key/key-set may only be denied for good reason; unreasonable denial of an extra key/key-set constitutes a decrease in housing services; and, a landlord or a tenant may file a petition for hearing on a disputed request for an extra key/key-set, which shall be decided by an Administrative Law Judge (ALJ), with the ALJ decision appealable to the Rent Board. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031880 **[Amending Fire Code to require self-contained breathing replenishment systems in high rise building]**

Ordinance amending San Francisco Fire Code by adding Section 9001.1.4 to require self-contained breathing replenishment systems in high rise buildings where permits have been issued after June 30, 2004. Supervisors Dufty, Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

Resolutions

031881 **[2004-2007 Children's Service Allocation Plan]**

Resolution approving the Children's Services Allocation Plan for the Children's Fund in accordance with Section 16.108 of the San Francisco Charter. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

031882 **[Review of Concession Opportunity]**

Resolution authorizing the Director of the Department of Administrative Services to issue a request for proposals for the award of an agreement for use of sites owned or occupied by the City and County of San Francisco for beverage vending services. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031883 [Mortgage Revenue Bonds]

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee ("CDLAC") to permit the issuance of qualified mortgage bonds in an aggregate principal amount not to exceed $25,000,000; authorizing and directing the Director to deposit with the Controller's Office an amount not to exceed $125,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to the deposit to the State of California if the City fails to issue the qualified mortgage bonds; and authorizing and directing the execution of any documents necessary to implement this Resolution and of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the application. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031884 [Expend Federal Funds - Fiscal Year 2003 Lead Hazard Reduction Demonstration Grant Program]

Resolution authorizing the Mayor of the City and County of San Francisco to expend a grant from the U.S. Department of Housing and Urban Development for lead-based paint hazard reduction in a total amount not to exceed $2,600,000, which includes indirect costs of $30,000. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031885 [Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Louise Renne, Patrick Devlin, June Lilienthal, Virginia Leishman, Charles Meyers, Alene Meyers, Charles Levinson, and Robert Neal against San Francisco, relating to the use of tobacco settlement revenues by the Department of Public Health; material terms of said settlement are contained in the Settlement Agreement on file with the Clerk of the Board of Supervisors. Supervisor Hall presented. RECEIVED AND ASSIGNED to Rules Committee.

031886 [Extending the Cooperative Agreement between TIDA and the U.S. Navy through which TIDA provides caretaker services at former Naval Station Treasure Island]

Resolution approving and authorizing the Treasure Island Development Authority to enter into the 16th modification to the Cooperative Agreement with the Navy to extend the Cooperative Agreement to September 30, 2004. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031887 [Agreement to Purchase 850 Broderick Street]

Resolution approving and authorizing an agreement for the purchase of real property located at 850 Broderick Street to house low-income people for a purchase price of $3,100,000; adopting findings that the conveyance is exempt from Environmental Review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, making certain modifications and take certain actions in furtherance of this resolution. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031890 [Extension of Grant Agreement]

Resolution authorizing the Director of Public Works or his designee to apply for one-year extensions of Federal and State grants expiring on June 30, 2004. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031891 [Extension of Planning Commission Review Period]

Resolution extending for 45 additional days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by adding section 703.3 and by amending section 182 to make findings as to the need to regulate formula retail uses, to define formula retail uses, prohibit formula retail uses in the Hayes-Gough Neighborhood Commercial District and in the Neighborhood Commercial Cluster Districts at Cole and Carl Streets and Parnassus and Stanyan Streets, to require any building permit application for a formula retail use to comply with the notice and design review procedures of section 312 of the Planning Code, to provide that the burden to prove that a use is not a formula retail use rests with the building permit applicant or holder, and to provide that nonconforming uses in Residential Districts which are seeking to change in use to retail sales activity or retail sales establishment which is also a formula retail use must comply with the provisions of Section 703.3, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031892 [Commending Nancy Warren]

Resolution commending Nancy Warren for her work to manage and prevent asthma in San Francisco and for her support to the San Francisco Asthma Task Force and proclaiming the 24th of November as Nancy Warren Day. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031893 [Gun Shows at Cow Palace]

Resolution urging the state to take appropriate action to ban gun shows at Cow Palace. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031894 [Declaration of November 4, 2003 Election Results]

Resolution declaring the results of the November 4, 2003 Consolidated Municipal Election. (Elections Department) . REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031847 [Ground Lease of Redevelopment Agency Land for Plaza Apartments]

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 3725, Lot 025, commonly known as 988-992 Howard Street, to Plaza Apartments Associates, L.P., a California Limited Partnership, for 55 years for the purpose of developing housing for very low-income senior households. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Board of Supervisors.

Requests for Hearing

031875 [Hospital and Nursing Home Discharge Planning Task Force's Final Report]

Hearing to consider the Hospital and Nursing Home Discharge Planning Task Force's written Final Report. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Rules Committee.

031889 [DPH policy for substance abuse treatment services]

Hearing to consider the need for establishing a City and Department of Public Health (DPH) policy for substance abuse treatment services for adolescents and young adults; and, the need for a continuum from treatment to transitional housing that encourages positive outcomes, involving the Department of Public Health. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031846 [Hearing - Ground Lease of Redevelopment Agency Land for Plaza Apartments]

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 3725, Lot 025, commonly known as 988-992 Howard Street, to Plaza Apartments Associates, L.P., a California Limited Partnership, for 55 years for the purpose of developing housing for very low-income senior households. (Clerk of the Board) . SCHEDULED FOR PUBLIC HEARING.

031877 [Police Department]

Hearing to discuss recent allegations that the Police Department has allowed numerous complaints of police misconduct received from the Office of Citizen Complaints, as well as other types of complaints, to become misplaced and/or improperly forwarded for review and possible disciplinary action. Cases that are not forwarded within one year of receipt are subject to a statute of limitation, and are thus deemed "dead." Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

031870 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

031799 [Settlement of Lawsuit - Curtis McGlothin]

Ordinance authorizing settlement of the lawsuit filed by Curtis McGlothin against the City and County of San Francisco for $165,000; the lawsuit was filed on August 7, 2002 in San Francisco Superior Court, Case No. 411-241; entitled Curtis McGlothin, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

031807 [Settlement of Lawsuit - Teresa Lau]

Ordinance authorizing settlement of the lawsuit filed by Teresa Lau against the City and County of San Francisco for $93,500; the lawsuit was filed on September 27, 2001 in San Francisco Superior Court, Case No. 324-939; entitled Teresa Lau, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

031832 [Designating 2926-2948 16th Street, the Labor Temple/Redstone Building, As a Landmark Under Planning Code Article 10]

Ordinance Designating 2926-2948 16th Street, the Labor Temple/Redstone Building, As Landmark No. 238 Pursuant To Article 10, Sections 1004 And 1004.4 Of The Planning Code. (Planning Department) Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.

031833 [Denying taxi driver permits to applicants having certain criminal convictions within four years]

Ordinance amending the San Francisco Police Code by amending Section 1089, to provide that persons having certain criminal convictions shall not be eligible to receive a taxi driver permit for four years after the date of conviction. (Taxi Commission) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

031808 [Prevailing Wage Rates]

Resolution fixing prevailing wage rates for workers performing work under City contracts for public work and improvement; workers performing work under City contracts for janitorial services; and workers in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City. (Civil Service Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031810 [Pedestrian Injury Surveillance]

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to accept retroactively and expend a grant in the amount of $99,350 from the Centers for Disease Control and Prevention (CDC) to analyze pedestrian injury patterns and evaluate the effectiveness of countermeasures and to enter into an agreement for the use of these funds; for the period of September 1, 2003, to August 31, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031831 [Agreement to exchange real property]

Resolution approving and authorizing agreements for the exchange of certain real property with the State of California; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's general plan and eight priority policies of City Planning Code section 101.1; and authorizing the Director of Property to execute documents and take certain actions in furtherance of this resolution. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031844 [Contract funds for a safety trial of Tenofovir as a pre-exposure prophylaxis among high-risk men who have sex with men]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement with Public Health Foundation Enterprises, Inc. (PHFE), the primary contractor, and expend funds in the amount of $100,929 for a safety trial of Tenofovir as a pre-exposure prophylaxis among high-risk men who have sex with men; for the period of October 1, 2003 to September 30, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031845 **[Accept-Expend Regional Grant]**

Resolution authorizing the Airport Commission to accept and expend two (2) grants totaling $248,000 from the Bay Area Air Quality Management District (Air District) for acquisition of clean air vehicles by Airport transportation operators. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031848 **[Accept-Expend Federal Grant]**

Resolution authorizing the Sheriff's Department: to accept and expend a three-year grant in the amount of $1,229,622 from the U.S Department of Education for providing a life skills program to women offenders. (Sheriff) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031851 **[Transfer State funds to CMHDA for contract services to improve access to mental health treatment for children in foster care and other children placed outside of San Francisco]**

Resolution endorsing the transfer of State general funds from the State to the California Mental Health Directors Association for a contract to provide services to foster care and other Medi-Cal eligible children placed outside of San Francisco, for the period of July 1, 2003 through June 30, 2004. (Public Health Department) . REFERRED TO DEPARTMENT.

Clerk to Act - Meeting of November 18, 2003

Board Minutes for October 21, 2003 approved.

Requests Granted

From: Supervisors Dufty, Ma
To: City Attorney
Requesting/Inquiring: To draft an Ordinance to require that prior to the Board of Supervisors approving any ordinance or settlement involving the transfer of City-owned property a notification process pursuant to the Planning Department's Section 311 or Section 312 requirements.

In Memoriams
Dympna Brown (Entire Board)
DeShawn Dawson (Entire Board)
Nicholas Andrew Sommerfield (Supervisor Hall)
Donald S. Lucas (Supervisors Ammiano, Dufty)

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590
#13
11/25/03

Legislation Introduced
Including All Off-Calendar Items
November 25, 2003

OFF-AGENDA LEGISLATION

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Introduced by Supervisors or Mayor

Ordinances

031930 [Planning Code Amendments - The Old Mint]

Ordinance amending the San Francisco Planning Code by amending Section 128 to allow a City-owned landmark in a P (Public) zoning district that is adjacent to properties zoned C-3 (Downtown Commercial) to sell Transferable Development Rights and by amending Section 149 to authorize the landmark to receive artwork contributions in order to finance rehabilitation and restoration of the exterior of the property; adopting findings. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

031931 [Funding for irrigation and mitigation improvements for the Sunol Valley Golf Course]

Ordinance appropriating $2,500,000 from the Water Fund Balance for irrigation and mitigation for the Sunol Valley Golf Course in fiscal year 2003-04. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031932 [Restricting the sale of large caliber firearms, requiring reporting of firearm thefts, and deleting obsolete provisions regulating firearms sales]

Ordinance amending the Police Code by amending Sections 613.1 and 613.10 to delete requirements relating to "Saturday Night Specials" and security practices for firearms dealers that have been superceded by state law; amending Section 613.3 to require the Chief of Police to conduct a background check on applicants for a firearms dealer license; amending Section 613.10-1 to restrict the sale of large caliber firearms, and adding a new section 619, requiring owners of firearms to report the loss or theft of a firearm to the Police Department. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

031933 [Parking Meter Rates]

Ordinance repealing increase in parking meter rates in parking meter area number three, as defined in Article 12 of the San Francisco Traffic Code, Section 203.3. Supervisors Peskin, Ammiano, McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031934 [City-owned cars assigned to the District Attorney]

Ordinance amending Administrative Code Section 4.11 to include employees of the District Attorney's Office in the category of employees who may drive city-owned vehicles to and from their residence and to limit the number of such vehicles assigned to the District Attorney to eight (8). Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

031937 **[City Hall - City Hall Preservation Advisory Commission]**

Ordinance amending the San Francisco Administrative Code to add section 5.240 establishing the City Hall Preservation Advisory Commission. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

031923 **[Certification to Accompany Application for State Grant for construction of an Ingleside Branch Library]**

Resolution certifying project budget, local funding, supplemental funding and public library operations pursuant to the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031924 **[Certification to Accompany Application for State Grant for construction of a new Ortega Branch Library]**

Resolution certifying project budget, local funding, supplemental funding and public library operations pursuant to the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031925 **[Certification to Accompany Application for State Grant for construction of a Portola Branch Library]**

Resolution certifying project budget, local funding, supplemental funding and public library operations pursuant to the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000. Mayor, Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031926 **[Certification to Accompany Application for State Grant for Richmond Library Expansion and Renovation]**

Resolution certifying project budget, local funding, supplemental funding and public library operations pursuant to the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031927 **[Certification to Accompany Application for State Grant for construction of a Visitacion Valley Branch Library]**

Resolution certifying project budget, local funding, supplemental funding and public library operations pursuant to the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000. Mayor, Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031928 **[Lease of Property]**

Resolution authorizing a 25-year Lease of San Francisco Public Utilities Land between the City nd County of San Francisco and Sunol Valley Golf & Recreation Co., in Alameda County. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031929 **[San Francisco Law Library Justice Center]**

Resolution in support of the San Francisco Law Library Justice Center at 525 Golden Gate Avenue. Mayor presented. RECEIVED AND ASSIGNED to City Services Committee.

031938 **["STOP" Intersection]**

Resolution designating Jefferson and Webster intersection as a one-way "STOP" intersection. Supervisor Newsom presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031939 **[Universal Declaration of Human Rights and the Employee Free Choice Act: HR3619]**

Resolution urging San Francisco employers to abide by the Universal Declaration of Human Rights and urging the 108th United States Congress to pass the Employee Free Choice Act. Supervisors Sandoval, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031940 **[Prevailing Wage Law]**

Resolution supporting the California Legislature's conclusion that the prevailing wage law addresses statewide concerns. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031941 [Commending Raoul Wallenberg]

Resolution commending the Raoul Wallenberg Jewish Democratic Club for providing a strong voice for the Jewish community in local politics and within the larger Democratic Party for the last twenty years. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031942 [Emergency Communications Department Annual Report]

Resolution approving the printing of not more than 100 hard copies of the Emergency Communications Department Annual Report for FY 2002-2003. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031943 [Designation of 2550 Mission Street, the New Mission Theater, as a Landmark]

Resolution initiating the designation of 2550 Mission Street, the New Mission Theater, Block 3616, Lot 007, as a landmark pursuant to Section 1004.1 of the Planning Code. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031944 [Traffic Regulation - Maiden Lane]

Resolution Enacting "Street Closed To Vehicular Traffic" Regulation on Maiden Lane, Between Stockton and Kearny Streets, From 11 A.M. to 5 P.M., Every Day Including Holidays. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearings

031935 [Pedestrian safety in Visitacion Valley]

Hearing to address pedestrian safety in Visitacion Valley. The Police Department, Department of Parking and Traffic, MUNI, Department of Public Works and other City departments, in addition to neighborhood organizations will be invited to outline their response to pedestrian safety issues plaguing this area and to make recommendations to the Board of Supervisors as to what actions the Board can take to support and augment their efforts. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

031936 [Citizens Advisory Committee for the Natural Areas Program]

Hearing to consider the work of the Citizens Advisory Committee for the Natural Areas Program. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

Motions

031922 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

031945 [Preparation of written Proponent ballot arguments and rebuttal ballot arguments for Charter Amendments approved by the Board of Supervisors for submittal to the voters at the March 2, 2004 Election]

Motion authorizing preparation of written Proponent ballot arguments and rebuttal ballot arguments for Charter Amendments approved by the Board of Supervisors for submittal to the voters at the March 2, 2004 election Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

031839 **[Sidewalk Parking Fine Increase]**

Ordinance amending Article 7, Section 132 of the San Francisco Traffic Code, to increase the fine for sidewalk parking from $75.00 to $100.00 as of January 1, 2004, in accordance with Resolution No. 648-01, adopted August 17, 2001; to update the fine for stopping on a freeway because of the repeal of Vehicle Code Section 25220 and enactment of Vehicle Code Section 21718; and to make various editorial changes to clarify the Penalty Schedule. (Parking and Traffic Department) . REFERRED TO DEPARTMENT.

031855 **[Settlement of Lawsuit - Poppie Kouremetis]**

Ordinance authorizing the settlement of lawsuit filed by Poppie Kouremetis against the City and County of San Francisco for $95,000; the lawsuit was filed on May 13, 2002, in San Francisco Superior Court and was removed to United States District Court, Case No. C02-02980 MEJ, entitled Kouremetis v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

031836 **[Contracting out Status Offender Shelter and Intake Services]**

Resolution concurring with the Controller's certification that Intake and Shelter Services to Status Offenders can be practically performed by private contractor for lower cost than similar services performed by city and county employees. (Juvenile Probation Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

031843 **[HIV risk behavior surveillance among men who have sex with men]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to accept retroactively and expend a grant in the amount of $172,882 from the Centers for Disease Control and Prevention (CDC) for HIV risk behavior surveillance among men who have sex with men and to enter into an agreement for the use of these funds; for the period of September 30, 2003, to September 29, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031852 **[Accept-Expend Federal/State Grant - Victim/ Witness Assistance Program]**

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $562, 287 through the California Office of Criminal Justice Planning for the operation of a program entitled "Victim/Witness Assistance Program." (District Attorney) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031853 **[Accept-Expend Federal Grant - Threat Management/Stalking Vertical Prosecution Program]**

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $140,000 through the California Office of Criminal Justice Planning for the operation of a program entitled "Threat Management/Stalking Vertical Prosecution Program." (District Attorney) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031854 **[Accept-Expend Grant - Violence Against Women Vertical Prosecution Program]**

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $108,812 through the California Office of Criminal Justice Planning for the operation of a program entitled "Violence Against Women Vertical Prosecution Program." (District Attorney) . RECEIVED AND ASSIGNED to City Services Committee.

Clerk to Act - Meeting of November 25, 2003

Board Minutes for October 28, 2003 approved.

Requests Granted

From: Supervisor Hall
To: Public Utilities Commission
To: Department of Environment
To: Recreation and Park Department
To: Department of Public Works
Requesting/Inquiring: What steps have been taken, to create one position within the Department of Environment, to be funded by all four Departments (Public Utilities Commission, Department of Environment, Recreation and Park Department, Department of Public Works), that will be responsible for all Ocean Beach issues?

From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: To draft a Charter Amendment altering the manner in which a Mayor may appoint a member of the Board of Supervisors "Acting Mayor".

In Memoriams
Margaret Singer (Supervisors Dufty, Maxwell, Peskin)
Luiz C. Rebeiro (Supervisors Dufty, Ma)
Michael O. Gutierrez (Supervisor Dufty)
Lawrence A. Smookler (Supervisor Ma)

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12/16/03

Legislation Introduced
Including All Off-Calendar Items
December 16, 2003

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OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

030423 [Establishing the powers and duties of the Small Business Commission]

Ordinance amending the San Francisco Administrative Code by adding Section 2A.240, to list the powers and duties of the Small Business Commission, and by repealing Sections 5.120, 5.121, and 5.122, dealing with the former Small Business Commission, and by re-numbering Section 10.100-129 as Section 10.100-333, and providing that the ordinance shall only take effect if a charter amendment creating a Small Business Commission in the Charter is adopted at the November 2003 election. Supervisor Daly presented. ASSIGNED to Rules Committee.

032024 [Designation of Acting Mayors]

Draft Ordinance amending the San Francisco Administrative Code, by adding Section 2A.11, to require the Mayor to inform the Board of Supervisors in writing when leaving the state for more than 24 hours, to require the Mayor to designate Acting Mayors in writing and inform the Clerk of the Board of such designations, to require Acting Mayors to report on any official actions taken, and to require the members of the Board to receive training on emergency operations. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.

032025 [Clean Village Ordinance]

Draft ordinance adding Administrative Code Chapter 92 to declare San Francisco a "Clean Village," require that City-owned or leased buildings and human services organizations funded with public funds make restroom facilities available to members of the public, and establish a pilot public hygiene program; adding Health Code Sections 286.1 to 286.3 to prohibit public urination and defecation; amending Health Code Section 580 to clarify the definition of Responsible Party; amending Health Code Section 581 to define used hypodermic syringes as a nuisance; amending Public Works Code Section 174 to assign responsibility for the removal of hypodermic syringes and human excrement to the Department of Public Works; adding Park Code Section 3.19 to establish operating hours for restroom facilities operated by the Recreation and Park Department; amending Health Code Section 596 to establish penalties and outline enforcement; making findings; and setting effective dates. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

032029 [Extended Hours Permits]

Draft ordinance amending Section 1070.19 of the Police Code to permit bona fide public eating places or places of entertainment that have no liquor license to apply for and receive an extended hours permit from the Entertainment Commission. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

032030 **[Zoning - Allow Tourist Hotels of 75 Rooms or Less in the SSO District]**

Ordinance amending the San Francisco Planning Code by amending Section 818 and adding Section 818.78 to Table 818 to allow a tourist hotel of 75 rooms or less as a principal permitted use in the SSO (Service/Secondary Office District); adopting findings. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.

032031 **[Limited Equity Conversions]**

Ordinance approving a method for Community Land Trusts to convert existing residential buildings to limited-equity condominiums. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

Resolutions

032009 **[Implementation of AB 117]**

Resolution supporting AB 117 which concerns community aggregation of power by local agencies. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

032027 **[Adopting the recommendations of the City Non-profit Contracting Task Force]**

Resolution adopting the recommendations of the City Non-Profit Contracting Task Force. Supervisors Maxwell, Dufty, Ma presented. RECEIVED AND ASSIGNED to Rules Committee.

032028 **[Lease of Real Property]**

Resolution authorizing a lease of approximately 8,105 square feet of space at 10 United Nations Plaza for the Department of Child Support Services for a term of six years. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

032034 **[Gift in Place to Recreation and Park Department, $288,355]**

Resolution accepting and expending a gift in place valued at $288,355 from the friends of Recreation and Parks to the Recreation and Park Department for Lake Merced. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

032035 **[Biosciences Task Force]**

Resolution adding one additional member to the existing San Francisco Biosciences Task Force formed by Board Resolution No. 217-03. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

032036 **[Acknowledgement of Congresswoman Pelosi's Support of Central Subway]**

Resolution acknowledging and commending House Democratic Leader Nancy Pelosi for her role in securing federal funding essential to the Central Subway, Phase II of the Third Street Light Rail project, and other transportation infrastructure projects that will benefit San Francisco and the region. Supervisors Peskin, Dufty, Maxwell, Ma, Daly, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

032037 **[Commending John Arntz and the Department of Elections]**

Resolution commending John Arntz and the Department of Elections for their exemplary professionalism in conducting three elections in three months. Supervisors Peskin, Ma, Dufty, Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

032038 **[Accept and Expend Gift - Levi Strauss Foundation]**

Resolution retroactively accepting and expending a gift in the amount of $12,500 from the Levi Strauss Foundation. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

032039 **[Accept-Expend Grant - Public Defender, $15,000]**

Resolution authorizing the Office of the Public Defender to accept and expend a grant in the amount of $15,000 from the VanLobenSels/RembeRock Foundation for a social worker position dedicated to working with female juvenile offenders. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

032040 [Accept-Expend Grant - Public Defender, $40,000]

Resolution authorizing the Office of the Public Defender to accept and expend a grant in the amount of $40,000 from the San Francisco Foundation for a social worker position dedicated to working with female juvenile offenders. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

032041 [Importation of prescription medications from Canada by or for members of the City's Health Service System and citizens of San Francisco]

Resolution urging the City's Health Service System to explore the feasibility and cost effectiveness of the importation of prescription medications from Canada by or for members of the City's Health Service System and citizens of the City and County of San Francisco. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

032042 [Extending the meetings of the Homeless Senior Task Force]

Resolution amending Resolution No. 682-02 to extend the meetings of the Homeless Senior Task Force for an additional six months. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion

032022 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

032032 [Requesting the Office of the Controller to conduct a management audit of the Department of Recreation and Park's Aquatics Program]

Motion requesting the Office of the Controller to conduct a management audit of the Department of Recreation and Parks' Aquatics Program. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearing

032023 [Annual Review and Approval of the Board of Supervisors/Clerk of the Board Annual Budget Guidelines and Draft Budget]

Hearing to consider the annual review and approval of the Board of Supervisors/Clerk of the Board Annual Budget Guidelines and Draft Budget prior to submittal to the Mayor. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

032033 [2002 San Francisco Hospital Charity Care Report]

Hearing on the 2002 San Francisco Hospital Charity Care Report Summary and to report on the amount of charity care provided since the passage of the Ordinance in July of 2001. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

PROPOSED ORDINANCES

032026 [Clerk of the Board of Supervisors - Amendments to fees charged by the Clerk]

Ordinance amending Section 8.37 of the San Francisco Administrative Code to increase current fees, add new fees, and repeal other fees charged by the Clerk of the Board of Supervisors, including an increase in conditional use appeal filing fees; imposing new fees for environmental and tentative map appeals to the Board of Supervisors; increasing temporary street closure denial appeal fees; imposing new fees for encroachment permit appeals to the Board of Supervisors; imposing new fees for Landmark appeals to the Board of Supervisors; and adding fees for copies of audio tape recordings of Board and Committee meetings, and for requesting that staff of the Clerk's Office conduct research of Board Supervisors records; providing for an annual adjustment by the Controller based on the CPI. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget Committee.

PROPOSED RESOLUTIONS

031910 **[Contracting out Janitorial Services]**

Resolution concurring with the Controller's certification that janitorial services can be practically performed at the Permit Center at 1660 Mission Street and at 25 Van Ness Avenue by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031950 **[Accept-Expend State Grant]**

Resolution authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the California Office of Traffic Safety (OTS) for a project entitled "You Drink & Drive, You Lose" national campaign. (Police Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

031951 **[Accept-Expend Federal Grant]**

Resolution authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the U.S. Bureau of Alcohol, Tobacco, Firearms and Explosives for a project entitled Gang Resistance Education And Training (G.R.E.A.T.) (Police Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

032006 **[Settlement of Charges]**

Resolution approving the settlement of California Department of Fair Employment and Housing and Equal Employment Opportunity Commission charges, filed by Ana Guevara on September 20, 2002, against the City and County of San Francisco alleging failure to reasonably accommodate and failure to engage in the interactive process under the disability laws. On September 17, 2003, Ana Guevara made a pre-litigation settlement demand to the City regarding her claims. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

Clerk to Act - December 16, 2003

Board Minutes for November 18, 2003 approved.

Requests Granted

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft an ordinance based on Los Angeles' ordinance requiring the posting of health inspection results in the windows of local restaurants.

From: Supervisors Dufty, Hall, Sandoval, Ma, Maxwell
To: Airport Commission
Requesting/Inquiring: Inquiring whether the San Francisco Airport Commission can consider and recommend to the Board of Supervisors a revised Lease Disposition and Development Agreement for Plot 9 that reflects concerns expressed by the Board of Supervisors during consideration of File 031716 on December 16, 2003. Such amendments should include, but not be limited to, revisions of this lease agreement so the City and County of San Francisco does not receive a reduction in lease revenue in the first five years of this agreement. Further, can the Airport Commissioners outline the reasons that Airis SFO was selected for the project and respond to any of the concerns expressed in the Board of Supervisors' December 16, 2003 deliberations. Additionally, request that a copy of this letter be transmitted to Mayor-elect Gavin Newsom.

From: Supervisor Peskin
To: City Attorney
Requesting/Inquiring:

- To explore the legal feasibility of establishing an independent authority to bulk purchase prescription drugs from approved pharmacies, either inside or outside the United States, for the purpose of providing the cheapest possible alternatives for San Franciscans, and;
- Explore the implications of the recently enacted Medicare Reform legislation, adopted by United States Congress and signed by the President, as they relate to the reimportation of pharmaceuticals from foreign nations, and
- Utilize the aforementioned authority to provide the most costly pharmaceuticals to approved retail outlets in the City and County of San Francisco.

From: Supervisor Peskin
To: Director, Department of Real Estate
Requesting/Inquiring: Requesting the following information regarding a new 3G cell site that Cingular Wireless has erected atop Fire Station 13:

- When was the cell tower erected at this site?
- What is the normal public and legislative process required before allowing a cell tower to be installed on city owned real estate?
- Is the lease for the cell site subject to approval of the Board of Supervisors?
- If so, when can the Board of Supervisors expect to receive the proposed lease between CCSF and Cingular for this 3G tower?

From: Supervisor Peskin
To: Fire Chief, Fire Department
Requesting/Inquiring: Requesting the following information regarding a new 3G cell site that Cingular Wireless has erected atop Fire Station 13:

- What are the terms of the proposed lease with Cingular Wireless?
- Has the Department received communications from firefighters stationed at Station 13?
- What is the Department's response to the concerns raised by firefighters living at Station 13?

From: Supervisor Maxwell
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To conduct traffic studies at the intersection of Hunters Point Blvd. And Haws Street, and at the intersection of Hunters Point Blvd. And Innes Ave. and return with recommendations.

From: Supervisor Hall
To: Every City Department
Requesting/Inquiring: What plans or projects does your Department have that will add 5,000 new jobs to the City's workforce within the next five years at no new cost to the taxpayers of San Francisco?

From: Supervisor Hall
To: Director, Department of Parking and Traffic
Requesting/Inquiring: Please explain why Waller Street between Stanyan and Kezar has been closed to through traffic.
Please send a copy to the following constituent:
Mr. Dirk Schenkkam
32 Mesa Avenue
San Francisco, CA 94116

In Memoriams
Bob Ross (Entire Board)
Richard Shemano (Supervisor Hall)
Bill O'Donnell (Supervisor McGoldrick)
Thelma Faltus (Supervisor Dufty)

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100 Larkin Street
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